

ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N:
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



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Printed and Sold by
George III Rees
at the Sign of the Crown
in Pall Mall



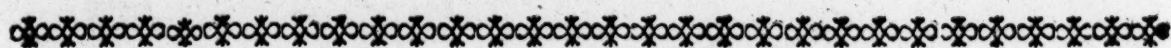
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in Pall Mall



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. I.

An Act for continuing an Act, made in the last Session of Parliament, intituled, *An Act to empower His Majesty to secure and detain Persons charged with, or suspected of, the Crime of High Treason, committed in any of His Majesty's Colonies or Plantations in America, or on the High Seas, or the Crime of Piracy.*



WHEREAS an Act was made in the Preamble.
last Session of this present Parliament,
(intituled, An Act to empower His Ma- 17 Geo. III.
cap. 9. re-
cited,
jesty to secure and detain Persons charged
with, or suspected of, the Crime of High
Treason, committed in any of His Ma-
jesty's Colonies or Plantations in *America*, or on the High
Seas, or the Crime of Piracy;) which Act was to continue
and be in force until the First Day of January, One
thousand seven hundred and seventy-eight, and no longer:
And whereas it is expedient that the said Act should be
continued for a further Term; may it therefore please

and further
continued till
Jan. 1, 1779.

Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act, and all and every the Clauses, Provisoos, Powers, and Qualifications therein contained, shall be, and the same are hereby further continued until the first Day of January, One thousand seven hundred and seventy-nine, and no longer.

F I N I S.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

GEORGE

2153

[illegible]

At the Parliament begun and holden
the first day of November, Anno
the first year of the Reigne of our Sovereign
the Third, by the Grace of God, of England,
and France, King, Richard of the Rivers

The first of these is the fact that the
 Government has been unable to secure
 the necessary funds to carry out its
 policy of non-interference. This is
 due to the fact that the Government
 has been unable to secure the necessary
 funds to carry out its policy of non-
 interference. This is due to the fact
 that the Government has been unable
 to secure the necessary funds to carry
 out its policy of non-interference.



ANNO DECIMO OCTAVO
Georgii III. Regis.



C A P. II.

An Act for granting an Aid to His Majesty by
 a Land Tax, to be raised in *Great Britain*,
 for the Service of the Year One thousand
 seven hundred and seventy-eight.

Most Gracious Sovereign,



C, Your Majesty's most dutiful and loyal Preamble.
 Subjects, the Commons of Great Britain,
 in Parliament assembled, taking into
 our serious Consideration such Expences
 as are absolutely necessary for supporting
 Your Majesty's Government, and being
 resolved to supply the same, have, for that End and Pur-
 pose, chearfully and voluntarily given and granted, and
 do by this Act give and grant unto Your Majesty, the
 several and respective Rates and Assessments hereafter
 mentioned; and we do most humbly beseech Your Ma-
 jesty that it may be enacted; and be it enacted by the
 King's most Excellent Majesty, by and with the Advice
 and Consent of the Lords Spiritual and Temporal, and
 Commons,

2,037,627 l.
9s. 1q. to be
raised in Great
Britain:

Of which Sum
1,989,673 l.
7s. 10d. 1q.
to be raised in
England and
Wales in One
Year, from
March 25,
1778.

Commons, in this present Parliament assembled, and by the Authority of the same, That the Sum of Two millions thirty-seven thousand six hundred twenty-seven pounds, nine shillings, and one farthing, shall be raised, levied, and paid unto His Majesty, within the Kingdom of Great Britain, by such Proportions, and in such Manner and Form, as hereafter in this Act are expressed.

And it is hereby declared and enacted by the Authority aforesaid, That the Sum of One million nine hundred eighty-nine thousand six hundred seventy-three pounds, seven shillings, and ten-pence farthing, Part of the said Sum of Two millions thirty-seven thousand six hundred twenty-seven pounds, nine shillings, and one farthing, shall be raised, levied, and paid unto His Majesty, within the Space of One Year, from the twenty-fifth Day of March, One thousand seven hundred and seventy-eight, and shall be assessed and taxed in the several Counties, Cities, Boroughs, Towns, and Places of England, Wales, and Berwick upon Tweed, according to the Proportions in Manner following; that is to say,

FOR the Town of Bedford, the Sum of Six hundred ninety-two pounds, eleven shillings, and one penny.

For the rest of the County of Bedford, the Sum of Twenty-seven thousand eight hundred sixty-two pounds, three shillings, and ten-pence halfpenny.

For the Borough of New Windsor, and the Castle there, the Sum of Nine hundred seventy-eight pounds, and ten shillings.

For the rest of the County of Berks, the Sum of Thirty-nine thousand eight hundred sixty-five pounds, nine shillings, and five-pence.

For the Borough of Bucks, with Borton, Borton-hold, Prebend-end, Gawcott, and Lendborough, the Sum of Six hundred and thirteen pounds, and five-pence halfpenny.

For the Borough of Wicomb, the Sum of Three hundred fifty-eight pounds, seventeen shillings, and sixpence.

For the rest of the County of Bucks, the Sum of Forty-six thousand one hundred and seventy pounds, thirteen shillings, and eight-pence halfpenny.

For the University of Cambridge, the Sum of One hundred pounds.

For the Town of Cambridge, the Sum of Two thousand seven hundred and seven pounds, eighteen shillings, and one penny.

For the Isle of Ely, the Sum of Eight thousand and eight pounds, five shillings, and seven-pence halfpenny.

For the rest of the County of Cambridge, the Sum of Twenty-one thousand eight hundred seventy-eight pounds, six shillings, and ten-pence halfpenny.

For the City and County of the City of Chester, the Sum of One thousand five hundred eighty-four pounds, and seven shillings.

For the County of Chester, the Sum of Twenty-seven thousand and fourteen pounds, eighteen shillings, and ten-pence halfpenny.

For the County of Cornwall, the Sum of Thirty-one thousand nine hundred forty-three pounds, and one shilling.

For the County of Cumberland, the Sum of Three thousand seven hundred and thirteen pounds, eighteen shillings, and two-pence halfpenny.

For the County of Derby, the Sum of Twenty-four thousand and ninety-three pounds, nineteen shillings, and nine-pence halfpenny.

For the City and County of the City of Exon, the Sum of Four thousand seven hundred and eight pounds, and five-pence halfpenny.

For the County of Devon, the Sum of Seventy-seven thousand eight hundred seventy-five pounds, two shillings, and ten-pence halfpenny.

For the Town and County of the Town of Poole, the Sum of Three hundred twenty-eight pounds and two shillings.

For the County of Dorset, the Sum of Thirty-two thousand seven hundred fifty-one pounds, fifteen shillings, and ten-pence halfpenny.

For the County of Durham, the Sum of Ten thousand five hundred ninety-seven pounds, fourteen shillings, and five-pence halfpenny.

For the West Biding of the County of York, the Sum of Thirty-nine thousand three hundred sixty-two pounds, one shilling, and one penny.

For the North Biding of the County of York, the Sum of Twenty-six thousand three hundred forty-seven pounds, nineteen shillings, and eight-pence.

For the East Biding of the County of York, the Sum of Nineteen thousand one hundred and eleven pounds, two shillings, and eleven-pence.

For the City of York, and County of the same City, the Sum of Four thousand six hundred and nineteen pounds, eighteen shillings, and eight-pence.

For the Town and County of the Town of Kingston upon Hull, the Sum of Two thousand and fifty-three pounds, two shillings, and four-pence.

For the Town of Malden in the County of Essex, the Sum of Five hundred eighty-four pounds, and eighteen shillings.

For the Town of Colchester, the Sum of Two thousand eight hundred and forty-five pounds, six shillings, and three-pence.

For the Town of Harwich and Dover-court, the Sum of Four hundred and three pounds, and thirteen shillings.

For the rest of the County of Essex, the Sum of Eighty-five thousand five hundred sixty-three pounds, nine shillings, and five-pence.

For the City and County of the City of Gloucester, the Sum of One thousand three hundred ninety-six pounds, four shillings, and eight-pence.

For the whole County of Gloucester, the Sum of Forty-five thousand nine hundred and fifteen pounds, eighteen shillings, and four-pence halfpenny.

For the City of Hereford, the Sum of seven hundred sixty-three pounds, seventeen shillings, and four-pence.

For the Borough of Leominster, the Sum of Three hundred thirty-three pounds, fifteen shillings, and eight-pence.

For the rest of the whole County of Hereford, the Sum of Nineteen thousand three hundred eleven pounds, thirteen shillings, and eight-pence.

For the Borough of Saint Albans, in the County of Hertford, the Sum of Seven hundred and seventy-four pounds, and two shillings.

For the rest of the whole County of Hertford, the Sum of Forty-one thousand five hundred and eight pounds, ten shillings, and nine-pence three farthings.

For the Town of Huntingdon, the Sum of Four hundred thirty-two pounds, twelve shillings, and eight-pence.

For the rest of the County of Huntingdon, the Sum of Fifteen thousand and sixty-four pounds, twelve shillings, and four-pence.

For the City and County of the City of Canterbury, the Sum of One thousand six hundred fifty-two pounds, and one penny, and one-third part of a penny.

For the Town and Liberty of Dover, the Sum of One thousand nine hundred twenty-three pounds, thirteen shillings, and nine-pence.

For the Town of Folkstone, the Sum of One hundred forty-four pounds, and nineteen shillings.

For the Town of Fordwich, the Sum of Seventy-seven pounds, and eight shillings.

For the Town of Feversham, the Sum of Five hundred and nineteen pounds, ten shillings, and three-pence.

For the Town of Tenterden, the Sum of Eight hundred sixty-three pounds, and two shillings.

For the Town and Liberty of Sandwich, the Sum of Nine hundred ninety-one pounds, sixteen shillings, and sixpence.

For the Town and Port of New Romney, the Sum of Two hundred forty-nine pounds, and seventeen shillings.

For the Town of Lydd, the Sum of Seven hundred sixty-nine pounds, nineteen shillings, and sixpence.

For the Town and Port of Hithe, and West Hithe, within the Liberty of the said Town and Port, the Sum of Two hundred thirty-six pounds, and fourteen shillings.

For the rest of the whole County of Kent, the Sum of Seventy-five thousand one hundred twenty-four pounds, four shillings, and four-pence.

For

For the County of Lancaster, the Sum of Twenty thousand nine hundred eighty-nine pounds, fourteen shillings, and sixpence halfpenny.

For the Borough of Leicester, the Sum of Six hundred thirty-nine pounds, and twelve shillings.

For the rest of the County of Leicester, the Sum of Thirty-four thousand and forty-five pounds, ten shillings, and one penny halfpenny.

For the County of Lincoln, with the City and County of the City of Lincoln, the Sum of Seventy-one thousand nine hundred and seven pounds, and eight-pence.

For the City of London, the Sum of One hundred twenty-three thousand three hundred ninety-nine pounds, six shillings, and seven-pence.

For Serjeants Inn in Chancery Lane, the Sum of Thirty-one pounds, and four shillings.

For the Inner Temple, and Inns of Chancery thereunto belonging, the Sum of Four hundred pounds.

For the Middle Temple, and Inns of Chancery thereunto belonging, the Sum of Two hundred seventy-two pounds, and sixteen shillings.

For the Society of Lincoln's Inn, and Inns of Chancery thereunto belonging, the Sum of Three hundred forty-one pounds, seven shillings, and sixpence.

For Gray's Inn, and the Inns of Chancery thereunto belonging, the Sum of Two hundred fifty-two pounds, thirteen shillings, and four-pence.

For the Palaces of Whitehall and Saint James, the Sum of Thirty thousand seven hundred fifty-four pounds, six shillings, and three-pence.

For the City of Westminster, and Liberties thereof, and Offices executed in Westminster Hall, the Sum of Sixty-three thousand and ninety-two pounds, one shilling, and five-pence.

For the rest of the County of Middlesex, the Sum of One hundred and seven thousand six hundred and two pounds, eleven shillings, and seven-pence.

For the County of Monmouth, the Sum of Nine thousand eight hundred and twelve pounds, six shillings, and five-pence halfpenny.

For the City and County of the City of Norwich, the Sum of Eight thousand five hundred and eighteen pounds, eleven shillings, and eleven-pence.

For the Borough of Great Yarmouth, the Sum of Two thousand eight hundred and twenty pounds, three shillings, and one penny.

For the Borough of King's Lynn, the Sum of One thousand eight hundred fourteen pounds, and fourteen shillings.

For so much of the Borough of Thetford as lies in the County of Norfolk; the Sum of Two hundred and thirty-nine pounds.

For the rest of the County of Norfolk, the Sum of Seventy thousand nine hundred and fourteen pounds, six shillings, and sixpence halfpenny.

For the Town of Northampton, the Sum of Eight hundred and thirty pounds, seven shillings, and ten-pence.

For the rest of the County of Northampton, the Sum of Forty-six thousand eight hundred thirty-nine pounds, three shillings, and seven-pence.

For the Town and County of the Town of Newcastle upon Tyne, the Sum of Two thousand five hundred and eighty pounds, sixteen shillings, and four-pence.

For the Town of Berwick upon Tweed, the Sum of One hundred forty-five pounds, and three shillings.

For the County of Northumberland, the Sum of Eleven thousand eight hundred twenty-two pounds, and eighteen shillings.

For the Town and County of the Town of Nottingham, the Sum of One thousand six hundred and fourteen pounds, ten shillings, and seven-pence halfpenny.

For the County of Nottingham, the Sum of Twenty-five thousand six hundred sixty-two pounds, and two-pence.

For the University of Oxon, the Sum of One hundred eleven pounds, seventeen shillings, and two-pence.

For the City of Oxon, the Sum of Three thousand four hundred forty-four pounds, six shillings, and three-pence.

For the rest of the County of Oxon, the Sum of Thirty-five thousand one hundred sixty-five pounds, twelve shillings, and four-pence, and ten-twelfth parts of a penny.

For the County of Rutland, the Sum of Five thousand five hundred twenty-five pounds, three shillings, and ten-pence halfpenny.

For the Town of Ludlow, the Sum of Two hundred twenty-six pounds, and two shillings.

For the County of Salop, the Sum of Twenty-eight thousand eight hundred and thirty pounds, seventeen shillings, and one penny halfpenny.

For the City and County of the City of Bristol, the Sum of Seven thousand three hundred ninety-one pounds, ten shillings, and eight-pence.

For the City of Bath, the Sum of Four hundred forty-three pounds, and six shillings.

For the City of Wells, the Sum of Four hundred eighty-one pounds, seventeen shillings, and sixpence.

For the Borough of Bridgewater and Haygrove-Tything, the Sum of Three hundred sixty-six pounds, and five shillings.

For the rest of the County of Somerset, the Sum of Sixty-three thousand seven hundred and ninety pounds, four shillings, and four-pence.

For the Town and County of the Town of Southampton, the Sum of Seven hundred ninety-four pounds, ten shillings, and one penny.

For the Isle of Wight, the Sum of Six thousand two hundred seventy-three pounds, and sixteen shillings.

For the rest of the County of Southampton, the Sum of Forty-seven thousand eight hundred seventy-two pounds, five shillings, and five-sixth parts of a penny.

For the City and County of the City of Litchfield, the Sum of Four hundred and twenty pounds, nineteen shillings, and four-pence.

For the County of Stafford, the Sum of Twenty-six thousand seven hundred pounds, three shillings, and ten-pence.

For

For the Town of Ipswich, the Sum of Two thousand and sixty-one pounds, three shillings, and sixpence.

For the Borough of Bury Saint Edmunds, the Sum of Two thousand one hundred and six pounds, three shillings.

For the Borough of Dunwich, the Sum of Forty pounds, three shillings, and sixpence.

For the Borough of Eye, the Sum of Five hundred and two pounds.

For the Borough of Sudbury, the Sum of Five hundred and six pounds, eight shillings, and eight-pence.

For so much of the Borough of Thetford as lies in Suffolk, the Sum of Seventy-nine pounds, four shillings.

For the rest of the County of Suffolk, the Sum of Sixty-eight thousand two hundred and eleven pounds, and four-pence, and two-third parts of a penny.

For the County of Surrey, the Sum of Sixty-six thousand one hundred thirty-two pounds, nineteen shillings, and sixpence-halfpenny.

For the Town and Port of Hastings, and Liberties thereof, the Sum of Three hundred seventy-eight pounds, and six shillings.

For the Liberty of Seaford, the Sum of One hundred forty-one pounds, eighteen shillings.

For the Liberty of Pevensey, the Sum of One thousand and eighty-eight pounds, and ten shillings.

For the Town and Parish of Rye, the Sum of Four hundred seventy-three pounds, eighteen shillings.

For the Town of Winchelsea, the Sum of Four hundred and five pounds.

For the rest of the County of Sussex, the Sum of Fifty-seven thousand five hundred and sixty pounds, four shillings, and four-pence.

For the City and County of the City of Coventry, the Sum of Two thousand four hundred sixty-three pounds, fourteen shillings, and nine-pence.

For the County of Warwick, the Sum of Thirty-seven thousand three hundred twenty-five pounds, nineteen shillings, and seven-pence.

For the City and County of the City of Worcester, the Sum of Two thousand two hundred twenty-eight pounds, seventeen shillings, and eight-pence.

For the County of Worcester, the Sum of Thirty-one thousand three hundred fifty-three pounds, nine shillings, and three-pence.

For the City of New Sarum, the Close of the same, and Clarendon Park, the Sum of One thousand nine hundred thirty-five pounds, sixteen shillings, and six-pence.

For the rest of the County of Wilts, the Sum of Forty-nine thousand seven hundred twenty-one pounds, eleven shillings, and five-pence.

For the County of Westmoreland, the Sum of Three thousand and forty-five pounds, three shillings, and nine-pence halfpenny.

For the Isle of Anglesea, the Sum of One thousand six hundred thirty-three pounds, seven shillings, and eleven-pence.

For the Borough of Brecon, the Sum of One hundred seventy-seven pounds, nineteen shillings, and eight-pence.

For the rest of the County of Brecon, the Sum of Two thousand eight hundred seventy-three pounds, eighteen shillings, and four-pence.

For the County of Cardigan, the Sum of One thousand three hundred seventy-two pounds, sixteen shillings, and two-pence.

For the County Borough of Carmarthen, the Sum of Two hundred twenty-nine pounds, eighteen shillings, and eight-pence.

For the County of Carmarthen, the Sum of Four thousand one hundred and forty pounds, three shillings, and eleven-pence halfpenny.

For the County of Carnarvon, the Sum of Two thousand three hundred thirty-seven pounds, six shillings, and seven-pence.

For the County of Denbigh, the Sum of Six thousand eight hundred pounds.

For the County of Flint, the Sum of Two thousand three hundred and fourteen pounds, seventeen shillings.

For the County of Glamorgan, the Sum of Seven thousand nine hundred and six pounds, nine shillings, and ten-pence.

For the County of Merioneth, the Sum of Two thousand four hundred thirty-two pounds, fifteen shillings, and ten-pence.

For the County of Montgomery, the Sum of Five thousand eight hundred fifty-two pounds, eighteen shillings, and four-pence.

For the County of Pembroke, the Sum of Two thousand nine hundred and ninety-seven pounds, seventeen shillings, and eight-pence halfpenny.

For the County of Radnor, the Sum of Two thousand six hundred ninety-two pounds, and six shillings.

For the Town and County of the Town of Haverfordwest, the Sum of One hundred seventy-four pounds, seventeen shillings, and four-pence.

And be it further enacted by the Authority aforesaid, That towards raising the said several and respective Sums of Money, hereby charged on the respective Counties, Cities, Boroughs, Towns, and other Places, in that Part of Great Britain, called England, Wales, and Berwick, as aforesaid, all and every Person and Persons, Bodies Politick and Corporate, Guilds and Fraternities, within the same respectively, having any Estate in ready Money, or in any Debts whatsoever, owing to them within Great Britain, or without, or having any Estate in Goods, Wares, Merchandizes, or other Chattels or Personal Estate whatsoever, within Great Britain, or without, belonging to, or in Trust for, them, (except and out of the Premises deducted such Sums as he, she, or they, do bona fide owe, and such Debts owing to them, as shall be adjudged desperate by the respective Commissioners appointed by this Act; and also except the Stock upon Lands, and such Goods as are used for Household-stuff; and also except such Loans and Debts as are or shall be owing from His Majesty, to any Person or Persons) shall yield and pay unto His Majesty the Sum of Four shillings in the Pound, according to the true yearly Value thereof for One Year;

Personal Estates (except desperate Debts, Stock on Land, Household Goods, and Loans to His Majesty) to pay 4 s. in the Pound.

Employments
of Profit (ex-
cept Military
Officers of the
Army or Na-
vy) to pay 4s.
per Pound :

Likewise
Pensions and
Annuities out
of the Exche-
quer, &c.

(that is to say,) For every One hundred Pounds of such ready Money and Debts, and for every One hundred Pounds Worth of such Goods, Wares, and Merchandizes, or other Chattels or personal Estate, the Sum of Twenty Shillings, and so after that Rate for every greater or less Sum or Quantity, to be assessed, levied, and collected, in Manner herein after mentioned; and that all and every Person and Persons, and all and every Commissioner and Commissioners, having, using, or exercising any publick Office or Employment of Profit, in England, Wales, or Berwick, as aforesaid, and all and every their Clerks, Agents, Secondaries, Substitutes, and other inferior Ministers whatsoever (such Military Officers who are or shall be in Muster by the Muster-master-general of His Majesty's Army, or in Pay in His Majesty's Army, or Navy, in respect of such Offices, only excepted) shall, towards raising the said respective Sums before in this Act charged upon the respective Counties, Cities, Boroughs, Towns, and other Places of England, Wales, and Berwick, as aforesaid, yield and pay unto His Majesty the Sum of Four Shillings for every Twenty Shillings, which he, she, or they, do receive in One Year, by virtue of any Salaries, Gratuities, Bounty-money, Rewards, Fees, Profits, Perquisites, or Advantages whatsoever, to him, her, or them accruing, for or by Reason or Occasion of such their several Offices or Employments, without any Allowance, Deduction, or Abatement whatsoever; and that all and every Person and Persons, Guilds, Fraternities, Bodies Politick and Corporate, having an Annuity, Pension, Stipend, or other yearly Payment, either out of the Receipt of his Majesty's Exchequer in England, or out of any Branch of His Majesty's Revenue in England, Wales, or Berwick, or payable or secured to be paid, by any Person or Persons whatsoever, in England, Wales, or Berwick, (not being or issuing out of any Lands, Tenements, or Hereditaments, or charged upon the same, touching which other Directions are given by this Act; and not being Annuities or yearly Payments, which, by any Act or Acts of Parliament made, or to be

be made, are or shall be especially exempted from the Payment of Taxes or Aids) shall, towards raising the said respective Sums before by this Act charged upon the respective Counties, Cities, Boroughs, Towns, and other Places of England, Wales, or Berwick, as aforesaid, yield and pay unto His Majesty the Sum of Four Shillings for every Twenty Shillings by the Year, for every such Annuity, Pension, Stipend, or yearly Payment respectively, and after that Rate for One whole Year: The said several Rates and Sums of Money hereby granted, to be assessed, imposed, levied, and collected, in such Manner as herein-after is mentioned.

And to the End the full and entire Sum by this Act charged upon the several Counties, Cities, Boroughs, Towns, and Places respectively, of England, Wales, and Berwick, as aforesaid, may be fully and completely raised and paid to His Majesty's Use; be it further enacted by the Authority aforesaid, That all and every Manors, Messuages, Lands, and Tenements; and also all Quarries, Mines of Coal, Tin, and Lead, Copper, Munday, Iron, and other Mines; Iron-mills, Furnaces, and other Iron-works; Salt-springs, and Salt-works; all Allom-mines and Works; all Parks, Chaces, Warrens, Woods, Underwoods, Coppices; and all Fishings, Tithes, Tolls, Annuities, and all other yearly Profits; and all Hereditaments, of what Nature or Kind soever they be, situate, lying, and being, happening or arising, within the several and respective Counties, Cities, Boroughs, Towns, or Places aforesaid respectively, or within any Parts of the same, as well within ancient Demesne, and other Liberties and privileged Places, as without, within that Part of Great Britain called England, Wales, or Berwick, as aforesaid; and all and every Person and Persons, Bodies Politick and Corporate, Guilds, Mysteries, Fraternities, and Brotherhoods, whether Corporate or not Corporate, having or holding any such Manors, Messuages, Lands, Tenements, or Hereditaments, or other the Premises, in respect thereof, shall be charged with as much Equality and Indifference as is possible, by a Pound-rate, for or towards the said several and respective Sums

Lands, Tenements, Mines, &c.

to be charged with Equality and Indifference, &c.

by

by this Act set or imposed, or intended to be set and imposed, for and upon all and every such Counties, Cities, Boroughs, Towns, or other Places, hereby charged therewith as aforesaid, so that by the said Rates so to be taxed or assessed, for or upon the said ready Money, Debts, Goods, Wares, Merchandizes, Chattels, or Personal Estates, and for and upon the said Offices and Employments of Profit, and for and upon the Pensions, Annuities, Stipends, or yearly Payments aforesaid, and for and upon the said Manors, Messuages, Lands, Tenements, and Hereditaments, and other the Premises, according to the Purport and true Meaning of this present Act, the full and entire Sums hereby appointed to be raised in England, Wales, and Berwick, as aforesaid, shall be completely and effectually taxed, assessed, levied, and collected, and shall be paid into the Receipt of His Majesty's Exchequer, by four quarterly Payments; the first Payment thereof to be made on or before the Twenty-fourth Day of June, which shall be in the Year of our Lord One thousand seven hundred and seventy-eight.

Rent-charges,
Annuities, &c.
to be rated.

And whereas many of the Manors, Messuages, Lands, Tenements, Tithes, Hereditaments, and Premises, in England, Wales, and Berwick upon Tweed, intended by this Act to be charged with the Pound-rate as aforesaid, stand incumbered with, or are subject or liable to, the Payment of several Rent-charges or Annuities, or other annual Payments, issuing out of the same, or to the Payment of divers Fee-farm Rents, Rent-service, or other Rents thereupon reserved or charged, by Reason whereof the true Owners and Proprietors of such Manors, Messuages, Lands, Tenements, or Hereditaments, do not in Truth receive to their own Use the true yearly Value of the same, for which nevertheless they are by this Act chargeable with a certain Pound-rate; it is therefore declared and enacted by the Authority aforesaid, That it shall and may be lawful to and for the Landlords, Owners, and Proprietors of such Manors, Messuages, Lands, Tenements, Hereditaments, and Premises, in England, Wales, and Berwick upon Tweed, being charged with a Pound-rate

rate as aforesaid, to abate and deduct, and to detain and keep in his, her, or their hands, out of every such Fee-farm Rent, or other annual Rent or Payment, so much of the said Pound-rate, which shall be taxed or assessed upon the said Manors, Messuages, Lands, and Premises, as a like Rate for every such Fee-farm Rent, or any other annual Rent or Payment respectively, shall by a just Proportion amount unto, so as such Fee-farm Rent, or other annual Rent or Payment respectively, do amount unto Twenty Shillings per Annum, or more; and all and every Person or Persons, who are or shall be any ways intitled to such Rents or annual Payments, their respective Auditors, Reeves, Receivers, and their Deputy or Deputies, are hereby required to allow such Deductions and Payments, according to such Rates, upon Receipt of the Residue of such Monies as shall be due and payable to them for such Rents or annual Payments reserved or charged as aforesaid, without any Fee or Charge for such Allowance.

And be it further enacted by the Authority aforesaid, That for the better assessing, ordering, levying, and collecting of the several Sums of Money so as aforesaid limited and appointed to be raised and paid, in the aforesaid Part of Great Britain called England, Wales, and Berwick upon Tweed, and for the more effectual putting of this Act in Execution in Reference to the same, all and every the Person and Persons who in and by an Act of Parliament, made and passed in the Fifteenth Year of His Majesty's Reign, (intituled, An Act for appointing Commissioners for putting in Execution an Act of this Session of Parliament, intituled, *An Act for granting an Aid to His Majesty by a Land Tax, to be raised in Great Britain, for the Service of the Year One thousand seven hundred and seventy-five*) and by one other Act of Parliament, made and passed in the Sixteenth Year of His Majesty's Reign, (intituled, An Act for rectifying Mistakes in the Names of several of the Commissioners appointed by an Act, made in the last Session of Parliament, to put in Execution an Act made in the same Session, intituled, *An Act for granting an Aid to His Majesty by a Land Tax, to be raised in Great Britain, for the Service of the Year One thousand seven hundred and seventy-five*; and

Commissioners of the Land Tax for the Years 1775, and 1776, are to put this Act in Execution.

for appointing other Commissioners, together with those named in the first mentioned Act, to put in Execution an Act of this Session of Parliament, for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-six) or by any or either of those Acts were named and appointed Commissioners for putting in Execution the same Acts, within the several Counties, Cities, Boroughs, Cinque Ports, Towns, and Places, of England, Wales, and Town of Berwick upon Tweed, duly qualifying themselves according to this Act in that Behalf, shall, together with any other Persons that may be appointed by any Act to be made in this Session of Parliament, be Commissioners for putting in Execution, and shall put in Execution this present Act, and the Powers therein contained, within and for the same Counties, Ridings, Cities, Boroughs, Cinque Ports, Towns, and Places respectively.

Commissioners to meet on or before the 30th of April, 1778,

and ascertain the Proportions to be charged on each Hundred, &c.

And be it further enacted and declared, That the several Commissioners aforesaid shall meet together at the most usual and common Places of Meeting within each of the said Counties, Ridings, Cities, Boroughs, Cinque Ports, Towns, and Places respectively, within England, Wales, and Berwick upon Tweed, for which they are appointed Commissioners as aforesaid, on or before the Thirtieth Day of April, One thousand seven hundred and seventy-eight, and shall meet afterwards in like Manner, as often as it shall be necessary, for putting so much of this Act in Execution, as is hereby committed to their Care and Charge; and the said Commissioners, or so many of them as shall be present at such general Meeting or Meetings, or the major Part of them, are hereby authorised and required to put so much as aforesaid of this present Act in Execution, and shall ascertain and set down in Writing the several Proportions which ought to be charged upon every Hundred, Lathe,wapentake, Rape, Ward, or other Division respectively, within England, Wales, and Berwick upon Tweed, for and towards the raising and making up the whole Sum before by this Act charged upon the whole County, City, or other Places for which they are hereby appointed Commissioners, by charging in Proportion

Proportion to the Sumis which were assessed on the same Hundreds or Divisions respectively, by an Act of Parliament made and passed in the Fourth Year of the Reign of Their late Majesties King William and Queen Mary, of blessed Memory, (intituled, An Act for granting to Their Majesties an Aid of Four Shillings in the Pound for One Year, for carrying on a vigorous War against *France*); and shall also, if they see Cause, subdivide and distribute themselves, and the other Commissioners not then present, into less Numbers, so as Three or more of the said Commissioners may be appointed for the Service of each Hundred, Lathe, Mapentake, Rape, Ward, or other Division, as may best conduce to the carrying on His Majesty's Service hereby required; nevertheless, not thereby to restrain the said Commissioners, or any of them, from acting as Commissioners in any other Part of the County or Place for which they are appointed.

as by the Act
4 W. and M.

Commissioners may subdivide themselves, &c.

And, for the more effectual Performance thereof, be it enacted and declared, That the Commissioners at such General Meeting, or the major Part of them then present, shall also agree and set down in Writing, who, and what Number of the said Commissioners shall act in each of the said Divisions or Hundreds, and shall deliver true Copies of such Writings to the Receiver-general, to be appointed by His Majesty, or in pursuance of His Directions, to the End there may be no Failure in any Part of the due Execution of the Service by this Act required: And the said Commissioners within the several Hundreds, Lathes, Mapentakes, Rapes, Wards, or other Divisions, in England, Wales, and Berwick upon Tweed, or any Two or more of them, are hereby authorised and required to cause the several Proportions charged on the respective Hundreds, Lathes, Mapentakes, Rapes, Wards, or other Divisions as aforesaid, for or towards the Aid hereby granted, to be equally taxed and assessed within every such Hundred, Lathe, Mapentake, Rape, Ward, or other Division, and within every Parish and Place therein, according to the best of their Judgements and Discretions; and for that End and Purpose to direct their several or joint Precept or Precepts to such Inhabitants,

A List of the Commissioners to act in each Division to be given to the Receiver-general.

Commissioners to summon fit Persons to be Assessors,

who are to appear before them in Eight Days;

and then to give them a Charge.

Persons absenting, or refusing to serve, forfeit not exceeding 5*l*. nor less than 40*s*.

Two sufficient Inhabitants of each Parish, etc. to be Assessors.

Assessments to be brought in at a Day and Place prefixed.

The full Sum charged to be assessed.

bitants, High-constables, Petty-constables, Bailiffs, and other Officers and Ministers, and such Number of them as they in their Discretions shall think most convenient, to be Presentors and Assessors, requiring them to appear before the said Commissioners, at such Place and Time, not exceeding Eight Days after the Date of such Precept, as they shall appoint; and at such their Appearances, the said Commissioners, or such of them as shall be then present, shall openly read, or cause to be read unto them, the several Rates, Duties, and Charges in this Act mentioned, and openly declare the Effect of their Charge to them, and how, and in what Manner they should and ought to make their said Assessments, and how they ought to proceed in the Execution of this Act, according to the true Meaning of the same: And if any such Constable, Petty-constable, Bailiff, Officer, or Minister, or other Inhabitants, to whom any Precept shall be directed, shall absent themselves without lawful Excuse, to be made out by the Oaths of Two or more credible Witnesses, (which Oaths the said Commissioners, or any Two or more of them, are hereby impowered to administer) or if any Officer or Person appearing shall refuse to serve; then every such Officer or Person so making Default, or refusing to serve, shall, for every such Default or Refusal, forfeit or lose to His Majesty such Sum or Sums of Money, as the said Commissioners, or so many of them as shall be present, or the major Part of them being present, shall think fit, not exceeding the Sum of Five Pounds, nor less than Forty Shillings; and at and after such Charge given as aforesaid, the said Commissioners shall take Care that Warrants be issued, and directed to Two at least of the most able and sufficient Inhabitants of each Parish, Township, or Place, within the respective Divisions thereby appointed, requiring them to be Assessors of all and every the Rates and Sums of Money by this Act imposed; and also therein appointing and prefixing a certain Day and Place for the said Assessors to appear before them, and to bring in their Assessments in Writing; which said Assessors are hereby strictly enjoined and required, with

all

all Care and Diligence, to assess the full Sum given them in Charge respectively upon all ready Money, Debts, Personal Estates, Offices, Employments, Annuities, and Pensions, chargeable as aforesaid, according to this Act, and by an equal Pound-rate upon all Manors, Lands, Tenements, Rents, Hereditaments, and other the Premises, within the Limits, Circuits, and Bounds of the respective Parishes or Places, for which they shall be appointed Assessors as aforesaid; and shall bring with them at the Time and Place, so as aforesaid prescribed for their Appearance, a Certificate in Writing of the said Assessment, and shall then also return the Names of Two or more able and sufficient Persons, living within the Limits and Bounds of those Parishes, Townships, Constablewicks, and Places, where they shall be chargeable respectively, to be Collectors of the Monies which shall be assessed as aforesaid, and to be paid to His Majesty by this Act; for whose paying in to the Receiver-general, or his Deputy, in Manner herein-after mentioned, such Monies as they shall be chargeable withal, the Parish or Place wherein they are so employed shall be answerable: And if any Assessor so appointed, or to be appointed, shall neglect or refuse to serve, or shall make Default at the Time appointed for his Appearance, not having lawful Excuse, to be made out by the Oaths of Two credible Witnesses, (which Oaths the said Commissioners, or any Two or more of them, have hereby Power to administer) or shall not perform his Duty; every such Assessor shall, for every such Neglect, Refusal, or Default, forfeit and lose to His Majesty such Sum as the Commissioners, or so many of them as shall be present, or the major Part of them, shall think fit, not exceeding the Sum of Forty Pounds, to be levied by Distress and Sale of the Offender's Goods and Chattels, in like Manner as by this Act is appointed for levying the several Rates and Assessments herein mentioned, in case of Neglect or Refusal of Payment, and to be charged upon the respective Receivers-general, together with the said Rates and Assessments: And, for completing the whole Sum charged to be raised in England, Wales, and Berwick upon Tweed, as aforesaid;

A Certificate of the Assessment to be brought in with the Collectors Names.

Assessors, etc. neglecting their Duty, to be fined not above 40 l.

Assessors to deliver One Copy of the Assessments to the Commissioners.

Duplicates thereof to be signed, *etc.* and One delivered to the Collectors, *etc.* with Warrant for collecting.

Commissioners required to give Collectors Notice at what Time and Place the Appeal of any Person who shall think himself aggrieved, by being over-rated, may be heard and determined.

said; and to the End the aforesaid Sums, charged upon the several and respective Counties, Ridings, Cities, Boroughs, Towns, and Places, for or towards the same, may be duly collected, and true Accounts thereof made, the said Assessors are hereby required to deliver One Copy of their respective Assessments fairly written, and subscribed by them, unto the said Commissioners, within the Time to be prefixed as aforesaid: And the said Commissioners, or any Three or more of them, are hereby required and ordered to sign and seal Two Duplicates of the same Assessments; and One of them to deliver, or cause to be delivered, to Two or more honest and responsible Persons to be Collectors, which the said Commissioners are hereby authorised to nominate and appoint for each Parish or Place, with Warrant to the said Collectors to collect the same Assessments, payable as aforesaid, so as the said several Sums may be paid to the Receiver-general at the respective Times herein limited: And the said Commissioners are hereby also required, at the same Time, to give the said Collectors Notice at what Time or Times, Place or Places, the Appeals of any Person or Persons, who shall think themselves aggrieved by being over-rated by the said Assessors, may be heard and determined; which Day or Days of Appeal, so to be appointed by the said Commissioners, shall be at least Thirty Days from the Time of signing, sealing, and delivering the said Duplicates to the said Collectors; and every such Collector is hereby also required, within Ten Days after the Receipt of such Duplicates from the said Commissioners, to cause publick Notice to be given in every Parish Church, or Chapel of Ease, belonging to any such Parish, within his District or Division, immediately after Divine Service on the Lord's Day (if any such Divine Service shall be performed therein within that Time) of the Time and Place so appointed by the said Commissioners for hearing and determining Appeals as aforesaid; and shall also cause the like Notices to be fixed in Writing upon the Door of each of the said respective Parish Churches, or Chapels of Ease, belonging to any such Parishes, on the same Day,

Day, that all Persons who shall think themselves over-rated may know when and where to make their Appeal to the said Commissioners; and the said Collectors are hereby also required, upon the Application of any Person or Persons who shall think himself or themselves over-rated to the said Rates and Assessments, to permit such Person or Persons, or their Stewards or Bailiffs, or other proper Representatives, to inspect the Duplicates of such Rates and Assessments upon the Division or District of which he is Collector, at all seasonable Times in the Day, without any Fee or Reward for the same; and every Person so intending to appeal to the said Commissioners, shall, and is hereby required to give Notice thereof in Writing to One or more of the Assessors of the Parish wherein he is rated, of such his Intention to appeal, that such Assessor or Assessors, if they shall think proper, may then and there attend to justify the said Assessment; and it is hereby declared, that all Appeals once heard and determined by the said Commissioners, or any Three or more of them, or the major Part of them then present, on the Day or Days by them appointed for hearing Appeals as aforesaid, shall be final, without any further Appeal upon any Pretence whatsoever: And the said Commissioners are hereby required to deliver, or cause to be delivered, a Schedule or Duplicate in Parchment, under their Hands and Seals, fairly written, containing the whole Sum assessed upon each Parish or Place, and also the Christian Names and Surnames of the respective Assessors and Collectors, unto the Receiver-general of each County, Riding, City, Borough, Town, and Place respectively, in England, Wales, and Berwick upon Tweed, or his Deputy; and shall transmit, or cause to be transmitted, a like Schedule or Duplicate into the King's Remembrancer's Office of the Exchequer; and this the said Commissioners shall cause to be done upon or before the Eighth Day of August, One thousand seven hundred and seventy-eight, or within Twenty Days after, (all Appeals to them being first determined) for which Duplicates the Remembrancer, or his Deputy, shall give to the Person who brings the same, a Receipt in Writing,

A Duplicate in Parchment to be delivered, together with the Names of the Assessors and Collectors, to the Receiver-general,

and One to the Remembrancer's Office, by August 8, 1778, or 20 Days after, (all Appeals first determined.)

Remembrancer to give Receipts gratis, on Penalty of 10*l*.

ing, gratis, under the Penalty of Ten Pounds, to be recovered to the King's Use, as other Penalties are by this Act recoverable.

The Rates to be levied on the Parties, or Premises,

and to be paid to the Receivers-general, etc.

The Money collected to be paid to the Receiver-general, or Deputies, and they to give Commissioners Notice.

And be it further enacted by the Authority aforesaid, That the Persons so appointed to be Collectors as aforesaid, in England, Wales, and Berwick upon Tweed, shall levy and collect all and every the Rates and Taxes, so assessed and charged, according to the Intent and Direction of this Act; which said Collectors are hereby required to demand all and every the Sum and Sums of Money, which shall be so taxed and assessed, of the Parties themselves, as the same shall become due, if they can be found, or else at the Place of their last Abode, or upon the Premises charged with the Assessment: And the said several Collectors shall collect and levy the said Monies so charged for His Majesty's Use, and are hereby required and enjoined to pay unto the Receivers-general, or their Deputies, all and every the said Rates and Assessments by them respectively collected and received, at such Time or Times, Place or Places, as the said Commissioners, or any Two or more of them, shall appoint; so as the whole Sums due for each quarterly Payment shall be paid or answered by the said Collectors to the Receivers-general, or their Deputies respectively, upon the Days, and at the Times, by this Act appointed for Payment thereof.

And be it further enacted and declared by the Authority aforesaid, That the Money received by the said Collectors within their respective Divisions or Hundreds, as aforesaid, shall, from Time to Time, be duly paid to the Receiver-general, or his Deputy or Deputies, to be appointed under his Hand and Seal, whereof Notice, under the Hand and Seal of the respective Receivers-general, shall be given to the Commissioners, or any Two or more of them, within the respective Divisions or Hundreds as aforesaid, within Ten Days after the next General Meeting, and so, from Time to Time, within Ten Days after every Death or Removal of any Deputy, if any such should happen; and the Receipt of such Receiver-general, his Deputy or Deputies, or any of them, (which Receipt or Acquittance shall be given gratis to the Collectors for all Money

Money by them paid) shall be a sufficient Discharge to every such Collector; and the particular Collectors aforesaid are hereby required to pay in all and every the Sums so received by them, to the said Receivers-general, or their Deputy or Deputies; for the Payment whereof the said Collectors shall not be obliged to travel above Ten Miles from the Place or Places of their Inhabitations.

Collectors not obliged to travel above 10 Miles.

And be it further enacted by the Authority aforesaid, That if any Receiver-general of any such County or Place shall die, or be removed, or if any such Receiver-general for the last Aid shall not be appointed for the present, Notice thereof shall be given by the Commissioners for the Affairs of Taxes, to Two or more Commissioners acting for each Division in such County or Place, before the Time appointed by this Act for the first quarterly Payment of the Aid hereby granted, and so, from Time to Time, upon the Death or Removal of any such Receiver-general; any Thing herein contained to the contrary thereof notwithstanding.

Removal or Death of Receiver-general to be notified to the Commissioners.

And be it further enacted, That the Sum of Four hundred ninety-seven thousand four hundred and eighteen Pounds, Six Shillings, and Eleven-pence, and Nine-sixteenth Parts of a Penny, for the first quarterly Payment of the said Assessments for England, Wales, and Berwick upon Tweed, shall be levied, collected, and paid unto the Receivers-general of the said several Counties, Cities, and other Places, who shall be appointed as aforesaid, on or before the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight; and the Sum of Four hundred ninety-seven thousand four hundred and eighteen Pounds, Six Shillings, and Eleven-pence, and Nine-sixteenth Parts of a Penny, for the Second Payment of the said quarterly Payments, on or before the Twenty-ninth Day of September, One thousand seven hundred and seventy-eight; and the Sum of Four hundred ninety-seven thousand four hundred and eighteen Pounds, Six Shillings, and Eleven-pence, and Nine-sixteenth Parts of a Penny, for the Third of the said quarterly Payments, on or before the Twenty-fifth Day of December, One thousand seven hundred and seventy-eight;

497,418 l. 6 s. 11 d. and 9-16th Parts of a Penny, for the First quarterly Payment, to be paid to the Receivers by 24 June, 1778.

The Second Payment by 29 Sept. 1778.

The Third Payment by 25 Dec. 1778.

H

and

The last Payment by 25
March, 1779.

and the Sum of Four hundred ninety-seven thousand four hundred and eighteen Pounds, Six Shillings, and Eleven-pence, and Nine-sixteenth Parts of a Penny, for the last of the said quarterly Payments, on or before the Twenty-fifth Day of March, One thousand seven hundred and seventy-nine, in full of the said Sum of One million nine hundred eighty-nine thousand six hundred seventy-three Pounds, Seven Shillings, and Ten-pence Farthing.

Receiver-general, within a Month after receiving the full Sum charged, to give the Commissioners a Receipt;

which shall be a full Discharge for Payment.

Receivers-general within 20 Days to pay the Monies into the Exchequer.

Receiver-general allowed 2 d. in the Pound.

Collectors to have 3 d. in the Pound.

And be it further enacted by the Authority aforesaid, That every Receiver-general in England, Wales, and Berwick upon Tweed, from Time to Time, within the Space of One Month next after he shall have received the full Sum that shall be charged on any Hundred or Division, for such particular Payment that is to be made to such Receiver-general by virtue of this Act, shall give to such Commissioners as shall act in such Division or Hundred, a Receipt under his Hand and Seal acknowledging the Receipt of the full Sum charged upon such Hundred or Division for such particular Payments; which Receipt shall be a full Discharge to each Hundred or Division for such particular Payment, against His Majesty, His Heirs and Successors; which said Receivers-general are hereby required forthwith, or at farthest within Twenty Days after the Receipt of any Money of the Taxes or Duties by this Act granted, to transmit, or cause to be paid, the Money by them received, into the Receipt of His Majesty's Exchequer; and the Commissioners of His Majesty's Treasury, or the High Treasurer for the Time being, are hereby authorised to allow to the said Receiver-general of each County, Riding, City, and Town respectively, in England, Wales, and Berwick upon Tweed, a Salary for his Pains, not exceeding Two-pence in the Pound, for so much as he shall pay into the Exchequer, upon the clearing of his Accounts.

And be it further enacted and declared by the Authority aforesaid, That the Collectors of the aforesaid Rates and Assessments in England, Wales, and Berwick upon Tweed, hereby granted, for gathering the particular Sums charged upon the Parish or Place for which they shall be

be appointed Collectors by virtue of this Act, and for giving Receipts to the Person or Persons of whom they receive the same, shall, upon Collection of the whole Sum appointed to be collected by them, and Payment thereof as is hereby before appointed, have and receive, for their Pains in collecting and paying the Money, Three-pence in the Pound, which the said Collectors are impowered to detain out of the last Payment of the Sums of their several and respective quarterly Payments; and the said Receiver-general, upon the Receipt of the whole Assessments of the County, Riding, City, or Town, for which he is appointed Receiver-general (in case he shall have received the several Duplicates of each Parish and Place therein, and that Duplicates shall be returned to the Office of His Majesty's Remembrancer of the Exchequer, as aforesaid, and not otherwise) shall allow and pay, according to such Warrant as shall be given in that Behalf, by the said Commissioners, or any Two or more of them, Three-halfpence in the Pound, and no more, to the Commissioners Clerks, for their Pains in fair writing the Assessments, Duplicates, and Copies, herein-before directed, and all Warrants, Orders, and Instructions relating thereunto.

Commissioners Clerks to have Three-halfpence in the Pound.

And whereas many Difficulties and Inconveniencies have arisen, and still frequently happen to the Commissioners of the Land Tax for the Time being, upon the Death or Removal of their respective Clerks, into whose Custody the Duplicates of the several Books of Assessments, Minute Books, and other Books and Papers relating to the Business of the Land Tax in their respective Divisions, have been delivered, such Clerks so removed, or the Executors and Administrators, or other legal Representatives of such Clerk so dying, frequently refusing to deliver over such Duplicates, Books, and Papers, to the said Commissioners for the Time being, or to their Order or Appointment, under a Pretence that the said Commissioners have no Property in the same, and are without Remedy for the Recovery thereof; be it therefore enacted by the Authority aforesaid, That all and every the Duplicates of the several Books

Property of Publick Books and Papers relating to the Land Tax,

of

vested in Com-
missioners;

and the said
Books, etc. to
remain, as
Records, in
their Custody.

Persons hav-
ing in their
Custody such
Books, etc.

to deliver up
the same on
One Month's
Notice.

of Assessments, which have been or shall be made and delivered by the respective Assessors of the Land Tax, to the Commissioners of the Land Tax, in any Division or Place, or to their respective Clerks for the Time being, and which are or shall be in the Custody, Keeping, or Possession of such Commissioners or Clerks respectively, and all Minute Books, and other Publick Books and Papers relating to the Land Tax, in the Custody, Keeping, or Possession of any such Clerk or Clerks, who hath or have been, or shall be removed from such Office or Offices, or in the Custody, Keeping, or Possession of the Executors, Administrators, or other legal Representatives of any Person or Persons, who hath or have died or shall die during his or their holding such Office or Offices, or after his or their Removal from the same, or in the Custody, Keeping, or Possession of his or their respective Agent or Attorney, or of any other Person or Persons whomsoever, shall be deemed, and are hereby declared, to be the Property of the Commissioners of the Land Tax acting in such respective Division or Place, for the Time being, and in Succession, as Records of and belonging to them the said Commissioners, for their Use and Inspection; and shall be placed and deposited with, and remain in the Custody, Keeping, and Possession of them the said Commissioners, or their respective Clerks, for the Time being, or of such other Person as the said Commissioners, or any Three or more of them, for the Time being, shall, from Time to Time, at their Meetings, order, direct, or appoint.

And be it further enacted by the Authority aforesaid, That all and every the Person and Persons aforesaid, now or at any Time hereafter having in his or their Custody, Keeping, or Possession, any such Books or Papers aforesaid, relating to the Land Tax, shall, within the Space of One Calendar Month next after Notice in Writing signed by Three or more of the said Commissioners respectively, or a true Copy thereof given to, or left at the usual Place of Abode of such Person or Persons, deliver and give up all such Books and Papers unto such Person and Persons as the said Commissioners, by such Notice,

tice, shall order and appoint; whose Receipt for the same shall be a good and sufficient Discharge to such Person or Persons so delivering such Books and Papers: And if any such Person or Persons now, or at any Time hereafter, having in his or their Custody, Keeping, or Possession, any such Books or Papers, shall refuse or neglect so to deliver the same within the Time limited by such Notice and Demand made, he or they shall, for such Offence, forfeit and pay the Sum of Fifty Pounds of lawful Money of Great Britain; One Moiety whereof shall be paid to the Receiver-general of the Land Tax of the County wherein such Offence shall happen to be committed, and shall by him be applied in Aid of the Land Tax of such County, and accounted for by him accordingly; and the other Moiety thereof to the Person or Persons who shall sue for the same; and shall be recovered, together with full Costs of Suit, by Action of Debt, Bill, Complaint, or Information, in any of His Majesty's Courts of Record at Westminster, in which no Escoin, Protection, Wager of Law, or more than One Imparlance, shall be allowed.

50 L. Penalty
on Refusal so
to do.

Application of
the Penalty.

And be it further enacted and declared, That if any Person shall refuse or neglect to pay any Sum or Sums of Money, whereat he or she shall be rated or assessed in England, Wales, or Berwick upon Tweed, by this Act, upon Demand, by the said Collector or Collectors of that Place, according to the Precepts or Executions to him or them delivered by the said Commissioners; that then, and in all and every such Case and Cases, it shall and may be lawful to and for the said Collectors, or any of them, and they are hereby authorised and required, to levy the Sum assessed by Distress and Sale of the Goods and Chattels of such Person so neglecting or refusing to pay, or distrain upon the Messuages, Lands, Tenements, and Premises, so charged with any such Sum or Sums of Money; and the Goods and Chattels then and there found, and the Distress so taken, to keep by the Space of Four Days, at the Costs and Charges of the Owners; and if the said Owners do not pay the Sum or Sums of Money so rated or assessed within the said Space of Four Days, then the said

Collectors
may levy by
Distress, in case
of Refusal of
Payment.

Distress to be
kept Four
Days at the
Owner's
Charge;
and then to
be appraised
and sold, and
Overplus re-
turned, &c.

Commission-
ers to deter-
mine Diffe-
rences about
Distress.

For want of
Distress, Of-
fenders may
be committed;

(except a Peer
or Peerefs of
Great Britain.)

Tenants to
pay the Tax,

Distress to be appraised by Two or more of the Inhabitants where the same shall be taken, or other sufficient Persons, and to be sold by the said Collectors for Payment of the said Money; and the Overplus coming by such Sale (if any be) over and above the Tax and Charge of taking and keeping the said Distress, to be immediately returned to the Owners thereof; and moreover, that it shall be lawful to break open, in the Daytime, any House, and, upon Warrant under the Hands and Seals of any Two or more of the said Commissioners, any Chest, Trunk, Box, or other Thing, where any such Goods are, calling to their Assistance the Constables, Tythingmen, or Headboroughs, within the Counties, Ridings, Cities, Towns, or Places, where any Refusal or Neglect shall be made; which said Officers are hereby required to be aiding and assisting in the Premises, as they will answer to the contrary at their Perils; and if any Question or Difference shall happen upon taking such Distress, the same shall be determined and ended by the said Commissioners, or any Two or more of them; and if any Person or Persons assessed by this Act in England, Wales, or Berwick upon Tweed, as aforesaid, shall neglect or refuse to pay his, her, or their Assessment, by the Space of Ten Days after Demand, as aforesaid, or convey any of his, her, or their Goods, or other Personal Estate, whereby the Sums of Money so assessed cannot be levied according to this Act; in every such Case, any Two or more of the Commissioners aforesaid, for any City, County, or Place, are hereby authorized, by Warrant under their Hands and Seals, to commit such Person or Persons (except a Peer or Peerefs of Great Britain) to the Common Gaol, there to remain without Bail or Mainprize, until Payment be made of the Money assessed, and the Charges for bringing in the same be paid, and no longer: And the several and respective Tenant and Tenants of all Houses, Lands, Tenements, and Hereditaments, in England, Wales, or Berwick upon Tweed, which shall be rated by virtue of this Act, are hereby required and authorized to pay such Sum or Sums of Money, as shall be rated upon such Houses,

Lands, Tenements, or Hereditaments, and to deduct out of the Rent so much of the said Rate, as in respect of the said Rents of any such Houses, Lands, Tenements, and Hereditaments, the Landlord should and ought to pay and bear: And the said Landlords both mediate and immediate, according to their respective Interests, are hereby required to allow such Deductions and Payments, upon Receipt of the Residue of the Rents.

and deduct so much out of the Rents.

And be it enacted and declared, That every Tenant, paying the said Assessment or Assessments last-mentioned, shall be acquitted and discharged of so much Money as the said Assessment or Assessments shall amount unto, as if the same had actually been paid unto such Person or Persons, to whom his Rent shall have been due and payable: And if any Difference shall arise between Landlord and Tenant, or any other, concerning the said Rates in England, Wales, or Berwick upon Tweed, the said several Commissioners, or any Two or more of them, in their several Divisions, shall have, and they have hereby Power to settle the same, as they shall think fit: And in case the Proportions set by this or any former Act upon all and every the respective Counties, Ridings, Cities, Towns, and Places in England, Wales, and Berwick upon Tweed, shall not be fully assessed, levied, and paid, according to the true Meaning thereof; or if any of the said Assessments shall be rated or imposed upon any Person not being of Ability to pay the same, or upon any empty or void House or Land, where the same cannot be collected or levied, or that through any Willfulness, Neglect, Mistake, or Accident, the said Assessment charged on each County, Riding, City, Town, or Place, as aforesaid, by virtue of this or any former Act, happens not to be paid to the Receiver-general, his Deputy or Deputies, as in this or any former Act is directed; that then, and in all and every such Case and Cases, the several and respective Commissioners, Assessors, and Collectors aforesaid, and every of them respectively, are hereby authorised and required to assess and re-assess, or cause to be assessed or re-assessed, levied, and paid, all and every such Sum and Sums of Money, upon the respective Divisions

Tenants discharged for what they to pay.

Commissioners to settle Differences between Landlord and Tenant.

Commissioners to cause all Deficiencies to be reassessed, and made good.

vissions or Hundreds wherein such Deficiency shall happen, or Parishes therein, as to the said Commissioners, or such Number of them as by this Act are authorised to cause the said first Assessment hereby required to be made, shall seem most agreeable to Equity and Justice; the said new Assessment to be made, collected, and paid, in such Manner, and by such Means, as in this Act for other Assessments is declared and directed.

Assessor refusing to serve, to forfeit not exceeding 40*l*.

Fine not to be discharged but by Commissioners who imposed it; but to be levied by Distress or Imprisonment,

and paid into the Exchequer,

and inserted in the Duplicates.

Collectors detaining the Money to be imprisoned, their Estates seized and sold, &c.

And be it further enacted and declared by the Authority aforesaid, That if any Assessor or Collector, or other Person or Persons, shall wilfully neglect or refuse to perform his or their Duty in the due and speedy Execution of this present Act, or shall be guilty of any Fraud or Abuse in executing the same, the said respective Commissioners, or any Three or more of them, have hereby Power to impose on such Person or Persons, so neglecting or refusing his or their Duties, on being guilty of such Fraud or Abuse, such Fine or Fines, as by them shall be thought fit, so the same exceed not the Sum of Forty Pounds; which said Fines shall not be taken off or discharged, but by the Consent of the Majority of the Commissioners who imposed the same, but shall be levied by Warrant under the Hands and Seals of the said Commissioners, or any Two or more of them, by Distress and Sale of the Goods and Chattels of the Offenders, and in Default of Goods and Chattels, the Offender (not being a Peer or Peeres, as aforesaid) to be committed, by Warrant under the Hands and Seals of the said Commissioners, or any Two or more of them, to Prison, there to remain till Payment of the said Fine; and all Fines to be imposed by virtue of this Act, in England, Wales, and Berwick upon Tweed, shall be paid to the Receivers-general, and by them into the Receipt of His Majesty's Exchequer; and shall be inserted in the Duplicates on Parchment, fairly written, to be transmitted to the Office of the King's Remembrancer as aforesaid, that the same may be thereby known, and charged in Account.

And be it further enacted and declared, That if any Collector or Collectors, that shall be, by virtue of this Act, appointed for the Receipt of any Sum or Sums of

of Money thereby to be assessed in England, Wales; or Berwick upon Tweed, shall refuse or neglect to pay any Sum or Sums of Money, which shall be by him or them received, as aforesaid, and to pay the same as in this Act is directed, or shall detain in his or their Hands any Money received by him or them, or any of them, and not pay the same, as by this Act is directed; the said Commissioners of each County, City, Riding, or Town respectively, or any Two or more of them, in their respective Divisions, are hereby authorised and impowered to imprison the Person, and seize and secure the Estate as well Freehold as Copyhold, and all other Estate, both Real and Personal, of such Collector, to him belonging, or which shall descend or come into the Hands or Possession of his Heirs, Executors, or Administrators, wheresoever the same can be discovered or found; and the said Commissioners, who shall so seize or secure the Estate of any Collector or Collectors, shall be and are hereby impowered to appoint a Time for a General Meeting of the said Commissioners for such County, Riding, City, Town, or Place, and there to cause publick Notice to be given of the Place where such Meeting shall be appointed, Six Days at least before such General Meeting; and the Commissioners present at such General Meeting, or the major Part of them, in case the Monies detained by any such Collector or Collectors be not paid and satisfied as it ought to be, according to the Directions of this Act, shall be, and are hereby impowered and required to sell and dispose of all such Estates, which shall be, for the Cause aforesaid, seized and secured, or any Part of them, to satisfy and pay into the Hands of the Receiver-general, or his Deputy, for such County, Riding, or Place, the Sum which shall be detained in the Hands of such Collector or Collectors, their Heirs, Executors, or Administrators respectively.

And it is hereby further enacted and declared, That at the Expiration of the respective Times in this Act prescribed for the full Payment of the said quarterly Assessments in England, Wales, and Berwick upon Tweed, the several and respective Commissioners, or any Two

Commissioners to examine whether the Sums assessed be duly collected, etc.

or more of them, within their Division, or Hundred, shall, and are hereby required to call before them the Collector within each respective Division or Hundred, Parish or Place, and to examine and assure themselves of the full and whole Payment of the particular Sum and Sums of Money charged upon the same Division or Hundred, and every Parish and Place therein, and of the due Return of the same into the Hands of the respective Receivers-general, their Deputy or Deputies, of the said Counties, Ridings, Cities, Towns, and Places respectively, and by such Receivers-general into the Receipt of His Majesty's Exchequer; to the End there may be no Failure in the Payment of any Part of the Assessment, by virtue of this Act to be assessed and paid, nor any Arrears remaining chargeable upon any of the said Counties, Ridings, Cities, Towns, and Places respectively; and in case of any Failure in the Premises, the said Commissioners, or any Two or more of them, are hereby authorised and required to cause the same to be forthwith levied and paid, according to the true Intent and Meaning of this Act.

In case of Controversies in assessing Commissioners, the Commissioners concerned to withdraw;

or to be fined each not exceeding 20*l*.

And it is hereby enacted and declared, That in case any Controversy shall arise concerning the said Assessments, or the dividing, apportioning, or Payment thereof, which concerns any of the Commissioners before by this Act appointed, the Commissioners so concerned in the said Controversy, in their own Right, or in the Right of any other Person for whom they shall act as Steward, Agent, Attorney, or Solicitor, shall have no Voice, but shall withdraw at the Time of the Debate of such Controversy, until it be determined by the rest of the Commissioners; and in Default thereof the Commissioners then present shall have Power, and are hereby required, to impose such Fine or Fines, as to them shall be thought fit, upon the Commissioner so refusing to withdraw, not exceeding Twenty Pounds, and to cause the same to be levied and paid, as other Fines to be imposed by virtue of this Act are to be levied and paid; and all Questions and Differences which shall arise touching any of the said Rates, Duties, and Assessments, in England, Wales,

Wales, and Berwick upon Tweed, or the collecting thereof, shall be heard and finally determined by the said Commissioners, in such Manner as by this Act is directed, upon Complaint thereof made to them by any Person or Persons thereby grieved, without further Trouble, or Suit in Law, in His Majesty's Court of King's Bench, or any other Court whatsoever.

And be it further enacted and declared, That no Privileged Place or Person, Body Politick or Corporate, within the Counties, Ridings, Cities, and Towns aforesaid, in England, Wales, and Berwick upon Tweed, shall be exempted from the said Assessments and Taxes; but that they, and every of them, and also all Fee-farm Rents, and all other Rents, Payments, Sum and Sums of Money, and Annuities, issuing out of, or payable for any Lands, shall be liable towards the Payment of every Sum by this Act to be taxed and levied; and all such Tenants are hereby directed and authorized to pay them proportionably, according to the Rates and Assessments by this Act directed and appointed; and all such Tenants shall be hereby saved and kept harmless, by the Authority of this Act, from any further Payment of any such Proportion of such Rent, Rents, Sums of Money, or Annuities, to any Person or Persons to whom any such Rent, Rents, Sums of Money, or Annuities, as aforesaid, should or ought to be paid, to all Intents and Purposes whatsoever, as fully and amply as if they had paid the same to any Person or Persons to whom the same is or are reserved or become due.

No privileged Place or Person exempt from this Tax.

Fee-farm Rents, &c. to be taxed.

Tenants to pay the Rates.

Provided, That nothing in this Act contained shall extend to charge any College or Hall in either of the Two Universities of Oxford or Cambridge, or the Colleges of Windsor, Eaton, Winton, or Westminster, or the Corporation of the Governors of the Charity for the Relief of the poor Widows and Children of Clergymen, or the College of Bromley, or any Hospital in England, Wales, or Berwick upon Tweed, for or in respect of the Sites of the said Colleges, Halls, or Hospitals, or any of the Buildings within the Walls, or Limits of the

Colleges, &c. in the Universities, &c. not chargeable;

nor any of the
Houses or
Lands which,
before the 25th
of March,
1693, did be-
long to *Christ's*
Hospital, &c.

or to the Cor-
poration for
Relief of Cler-
gymens Sons,
&c. or *Bromley*
College, or
any other Hof-
pitals, &c.

No Tenants of
Hospitals, &c.
to claim any
Exemption.

said Colleges, Halls, or Hospitals; or any Master, Fellow, Scholar, or Exhibitioner of any such College or Hall, or any Reader, Officer, or Master of the said Universities, Colleges, or Halls, or any Masters or Ushers of any Schools, in England, Wales, or Berwick upon Tweed, for or in respect of any Stipend, Wages, Rents, Profits, or Exhibitions whatsoever, arising or growing due to them, in respect of the said several Places or Employments in the said Universities, Colleges, or Schools; or to charge any of the Houses or Lands, which on or before the five and twentieth Day of March, One thousand six hundred and ninety-three, did belong to the Sites of any College or Hall in England, Wales, or Berwick upon Tweed, or to Christ's Hospital, Saint Bartholomew, Bridewell, Saint Thomas, and Bethlem Hospitals, in the City of London, and Borough of Southwark, or any of them; or to the said Corporation of the Governors of the Charity for the Relief of the poor Widows and Children of Clergymen, or the College of Bromley; or shall extend to charge any other Hospitals or Alms-houses in England, Wales, or Berwick upon Tweed, for or in respect only of any Rents or Revenues, which on or before the said five and twentieth Day of March, One thousand six hundred and ninety-three, were payable to the said Hospitals or Alms-houses, being to be received and disbursed for the immediate Use and Relief of the Poor of the said Hospitals and Alms-houses only.

Provided, That no Tenants, that hold and enjoy any Lands or Houses by Lease or other Grant from the said Corporation, or any of the said Hospitals or Alms-houses, do claim or enjoy any Freedom, Exemption, or Advantage by this Act; but that all the Houses and Lands, which they so hold, shall be rated and assessed for so much as they are yearly worth, over and above the Rents reserved and payable to the said Corporation, or to the said Hospitals or Alms-houses, to be received and disbursed for the immediate Support and Relief of the Poor of the said Hospitals and Alms-houses.

Provided always, That nothing in this Act contained shall be construed or taken to discharge any Tenant of any the Houses or Lands belonging to the said Colleges, Halls, or Hospitals, Alms-houses, or Schools, or any of them, who, by their Leases or other Contracts, are and do stand obliged to pay and discharge all Rates, Taxes, and Impositions whatsoever; but that they, and every of them, shall be rated, and pay all such Rates, Taxes, and Impositions; any Thing in this Act contained to the contrary notwithstanding.

Such Tenants not discharged who by Leases are obliged to pay Taxes.

And in case any Question hath been or shall be made, how far any Lands or Tenements belonging to any Hospital or Alms-house in England, Wales, or Berwick upon Tweed, not exempted by Name out of this Act, ought to be assessed and charged to the Land Tax; be it enacted and declared, That the same shall be determined by the said Commissioners, or any Three or more of them, or the major Part of them then present, upon Appeal before them at the Day or Days by them appointed for the hearing and determining of Appeals; whose Determination in such Case shall be final.

Commissioners to determine how far Lands, &c. belonging to Hospitals, &c. not exempted by Name, ought to be charged.

Provided always, and it is hereby enacted, That all such Lands, Revenues, or Rents, belonging to any Hospital or Alms-house, or settled to any charitable or pious Use, as were assessed in the Fourth Year of the Reign of Their late Majesties King William and Queen Mary, shall be, and are hereby adjudged to be liable to be charged towards the Payment of this present Aid; and that no other Lands, Tenements, or Hereditaments, Revenues, or Rents whatsoever, then belonging to any Hospital or Alms-house, or settled to any charitable or pious Uses, as aforesaid, shall be charged, taxed, or assessed, by virtue of this present Act, towards the said Sum to be raised in England, Wales, and Berwick upon Tweed, as aforesaid; any Thing herein contained to the contrary notwithstanding.

All Lands or Revenues belonging to any Hospital, &c. which were assessed by Act 4 W. & M. shall be liable to this Aid, &c.

And it is hereby further enacted, That all and every Auditors, Reeves, Receivers, and their Deputies, who audit or receive any Fee-farm Rents, or other chief Rents (arising in England, Wales, or Berwick upon Tweed) due

Receivers of Fee-farm Rents, &c. to allow 4 s. per Pound to the Parties, without Fee, on Penalty of 20l.

Auditors, &c.
setting Te-
nants *in super*
for what ought
to be allowed,
or refusing Al-
lowance,

to forfeit 100*l.*

Such Fee-
farm Rents
only to have
an Allowance
of 4*s.* per
Pound as are
answerable to
the Crown, or
were pur-
chased accord-
ing to 22 & 23
Car. II.

to his Majesty, or to any Person or Persons claiming by any Grant or Purchase from or under the Crown, shall allow Four Shillings for every Pound of the said Rents, and a proportionable Rate for any greater Sum than Ten Shillings, to the Party or Parties paying the same, without any Fee for such Allowance, upon the Penalty of Twenty Pounds to the Party grieved, to be recovered by Action of Debt, or upon the Case, together with full Costs of Suit; any Thing in this Act contained to the contrary thereof in any-wise notwithstanding: And if any such Auditor of the Revenues, or any of them, belonging to his Majesty, or any Deputy or any other Person acting for or on the Behalf of any such Auditor, shall, in the Account of any Reeve, Receiver, or otherwise, set *in super* any Tenant or other Person, or make any such Tenant or other Person, or his or their Estate, liable to any Distress, Forfeiture, or Vexation whatsoever, for any Sum or Sums of Money, which, by the true Intent and Meaning of this Act, ought to be allowed after the Rate of Four Shillings in the Pound, or shall refuse, neglect, or delay to allow and finally discharge the same in the proper Accounts wherein the same ought to be allowed and discharged; that then, and for every or any such Offence, every such Auditor, or Deputy, or Person acting for such Auditor, shall forfeit the Sum of One hundred Pounds to the Party grieved, to be recovered as aforesaid, and shall be incapable to enjoy his Office or Place, or any Office or Place of Trust under his Majesty.

And be it further enacted and declared by the Authority aforesaid, That the Fee-farm Rents, for which a Deduction or Allowance, after the Rate of Four Shillings in the Pound, is intended to be made by this present Act, are such Fee-farm Rents only as are answerable to his Majesty, or have been purchased from the Crown by virtue of Two Acts of Parliament, made in the Two and twentieth and Three and twentieth Years of the Reign of the late King Charles the Second, for and concerning the Sale of Fee-farm Rents, or One of them, and which were not, on or before the Five and twentieth Day of March,

March, One thousand six hundred and ninety-three, payable to any College, Hospital, Reader in either University, or any other Person or Persons before exempted by this Act; provided such Deduction or Allowance do not exceed the Sum assessed, by virtue of this Act, upon the whole Estate or Estates, out of which such purchased Fee-farm Rent or Rents doth or do issue; and the Owners and Receivers of such Fee-farm Rents shall and are hereby required, on Payment of such Rents, to allow Four Shillings for every Twenty Shillings of the said Rents, and so in Proportion for any Sum not less than Ten Shillings, to the Party or Parties paying the same; any Thing in this Act contained to the contrary notwithstanding.

The Owners to allow the same to the Party paying.

And be it enacted, That the Officers in the Receipt of His Majesty's Exchequer, and in other the publick Offices, upon Request to them made by the respective Assessors, shall deliver gratis true Lists or Accounts of all Pensions, Annuities, Stipends, or other annual Payments, and of all Fees, Salaries, and other Allowances, payable at the said Receipt, or in the said publick Offices, to any Commissioner or Commissioners, Officer or Officers, for the Execution of this Act, for the better Guidance of the said Assessors in the charging of the same. And that in all Cases where any Pensions, Annuities, Stipends, or other yearly Payments, or the Fees, Salaries, Wages, or other Allowances or Profits charged by this Act, shall be payable at the Receipt of the Exchequer, or by the Cofferer of His Majesty's Household, or out of any other publick Office, or by any of His Majesty's Receivers or Paymasters in England, Wales, or Berwick upon Tweed, the Tax or Payment, which in pursuance of this Act shall be charged for or in respect of such Annuities, Pensions, Stipends, Fees, Salaries, Wages, Allowances, or Profits, shall and may (in Case of Non-payment thereof) be detained and stopped out of the same, or out of any Money which shall be paid upon such Pensions, Annuities, Stipends, Fees, Salaries, Wages, Allowances, or Profits, or for Arrears thereof, and be applied to the Satisfaction of the Rates and Duties not otherwise

Lists of Pensions, &c. to be delivered gratis to the Assessors.

Taxes on Pensions, &c. not paid to be stopped in the Exchequer.

A true Account to be kept of the Money stoppt.

otherwise paid as aforesaid; and the proper Officers in the said Exchequer, and other the publick Offices aforesaid, shall keep true Accounts of all Monies stoppt, and (upon Request) shall give Copies of such Accounts to the proper Collectors of such Monies, for the respective Parishes or Places where the said Monies are assessed by this Act.

Persons to be taxed in the Parish where they dwell.

Provided, That where any Person inhabiting within the City of London, or any other City or Town-corporate of England, Wales, or Berwick upon Tweed, hath his Dwelling-house in One of the Parishes or Wards therein, and hath any Goods, Wares, or Merchandizes, in any One or more of the other Parishes or Wards within the same, that then such Person shall be taxed, charged, and assessed for such his Goods and Merchandizes, in the Parish or Ward where he dwelleth, and not elsewhere, within the said City or Town-corporate.

No Proviso to lessen the full Sum by this Act to be levied.

Provided nevertheless, That no Clause or Proviso in this Act shall extend to the Lessening or Abatement of the full Sum appointed by this Act to be taxed, collected, levied, and paid, but that the same be fully assessed, levied, collected, and paid, in the several and respective Counties, Cities, and Towns aforesaid, in England, Wales, and Berwick upon Tweed, in such Manner and Form, and to such Uses, as herein is before mentioned and declared.

Contracts between Landlord and Tenant, touching Taxes, not to be avoided.

Provided, That nothing in this Act contained shall be construed to alter, change, or determine, or make void any Contracts, Covenants, or Agreements whatsoever between Landlord and Tenant, or any other Persons, touching the Payment of Taxes and Assessments, in England, Wales, and Berwick upon Tweed; any Thing herein contained to the contrary notwithstanding.

All Places to pay where usually assessed.

Provided always, and be it further enacted and declared by the Authority aforesaid, That for the avoiding all Obstructions and Delays in assessing and collecting the Sums by this Act to be rated and assessed upon any Mannors, Lands, Tenements, Rents, Tithes, or other Hereditaments, all Places, Constablewicks, Divisions, and Allotments, which have been used to be taxed and assessed, shall pay and be assessed in such County, Hundred, Rape, wapentake,

Mapentake, Constablewic, Division, or Place of Allotment within England, Wales, and Berwick upon Tweed, as the same have heretofore been usually assessed in, and not elsewhere.

Provided nevertheless, That the Hundred of West Barnfield, formerly taxed or assessed in the Lathe of Alesford, in the County of Kent, may for the future (if the Commissioners think fit) be rated and assessed in the Lathe of Skray in the County aforesaid; as likewise may the Tithing of Northmore, in the County of Oxford, be assessed in the Hundred of Bampton in the said County; and the Tithings of Charlbury, Fallur, and Finstock, in the Hundred of Chadlington in the said County; as also the whole Town and Parish of Leeds, in the County of York, in the Hundred of Skyrack in the said County; and the Parish of Ombersley, in the County of Worcester, in the Lower Division of Oswaldslow Hundred in the said County; and the Parish of Aldemaston, in the Eastern Division of Oswaldslow Hundred in the said County; and the Parish of Yardley in Bromsgrove Division of Halfshire Hundred in the said County; and the Forest of Chute shall be assessed and pay where the same was assessed to the First Aid of Four Shillings in the Pound, granted to Their late Majesties King William and Queen Mary; and that the Parish of Upton upon Severn, in the County of Worcester, formerly taxed and assessed in the Lower Division of Oswaldslow Hundred in the said County, may for the future (if the Commissioners think fit) be taxed and assessed in the lower Division of Pershore Hundred in the said County; and also the Profits of the Navigation of the Rivers Calder and Ayre, in the West Riding of the County of York, shall be assessed and paid, One Moiety thereof at the Town of Wakefield, and the other Moiety at the Town of Leeds, and not elsewhere.

West Barnfield
to be assessed
in the Lathe
of Skray, Com
Kent:

Northmore
Com' Oxon. in
Bampton:

Charlbury, &c.
in Chadlington:

Leas, Com' E-
bor', in Sky-
rack:

Ombersley,
Com' Worcester,
in Oswaldslow
Hundred:

Aldemaston, in
Oswaldslow
Hundred:

Parish of
Yardley, in
Halfshire
Hundred:
Forest of
Chute, where
the First 4 s.
Aid was as-
essed:

Upton in Per-
shore Hundred:

Calder and
Ayre, at Wake-
field and Leeds.

And whereas the Palace of Somerset House has been usually rated and assessed within the Liberty of the Duchy of Lancaster, in the Strand, but the Inhabitants and Occupiers of Apartments and Buildings, within and belonging to the said Palace, have evaded or refused the Payment of the said Rates, to the Prejudice of the Proprie-

Inhabitants of
Apartments,
&c. in Somer-
set House, to be
assessed in the
same Propor-
tion with those
in Lancaster
Liberty.

toys and Owners of Lands and Buildings within the said Liberty; now it is hereby enacted and declared, That all and every the Inhabitants and Occupiers of Apartments and Buildings, within and belonging to the said Palace, shall be liable to, and chargeable with, the Payment of such Rates and Assessments as shall be set upon them respectively, in Proportion to the Rates and Assessments that shall be made and assessed upon other the Lands and Buildings within the said Liberty, and that the same Powers and Remedies shall be made use of for the assessing, levying, and collecting such Rates and Assessments, as are by this Act given for the assessing, levying, and collecting the Rates and Duties thereby directed to be raised.

Persons prosecuted in Execution of this Act, may plead the General Issue,

and recover Treble Costs.

Where Lands, &c. are unoccupied; and no Distress found, Collectors may distrain at any Time after.

And be it further enacted by the Authority aforesaid, That if any Action, Complaint, Suit, or Information, shall be commenced or prosecuted against any Person or Persons, for what he or they do in pursuance or Execution of this Act, in England, Wales, or Berwick upon Tweed, such Person or Persons, so sued in any Court whatsoever, shall and may plead the General Issue, not Guilty; and upon Issue joined, may give this Act, and the Special Matter, in Evidence; and if the Plaintiff or Prosecutor shall become nonsuit, or forbear further Prosecution, or suffer a Discontinuance, or if a Verdict pass against him, the Defendants shall recover Treble Costs, for which they have the like Remedy, as in Cases where Costs by Law are given to Defendants.

Provided always, and be it enacted, That in case any Lands or Houses in any Parish, Place, or Constablenic, in England, Wales, or Berwick upon Tweed, shall be unoccupied, and no Distress can be found on the same, by reason whereof the said Parish, Place, or Constablenic, is forced to pay and make good the Tax assessed upon such Lands lying unoccupied; that then it shall and may be lawful at any Time after, for the Collectors, Constables, or Tythingmen of the said Parish, Place, or Constablenic, for the Time being, to enter and distrain upon the Lands or Houses, where there shall be any Distresses thereupon to be found; and the Distress and Distresses (if not redeemed

redeemed within Four Days, by Payment of the Tax and Charges of the Distress) to sell, returning the Overplus to the Owner or Owners of such Distress; and the said Collector, Constable, or Tythingman, is hereby enjoined to distribute the Money raised by the said Distress and Sale, proportionably, to the Parties who contributed to the Tax of the unoccupied Lands or Houses.

Provided always, and be it enacted, That where any Wood Lands in England, Wales, or Berwick upon Tweed, shall be assessed, and no Distress can be had, that in such Case it shall and may be lawful to and for any Collector, Constable, Headborough, or Tythingman, by Warrant under the Hands and Seals of Two or more of the Commissioners of that Hundred or Division, at seasonable Times of the Year, to cut and sell to any Person or Persons so much of the Wood growing on the said Wood Lands so assessed (Timber Trees excepted) as shall pay the Assessment or Assessments so behind and unpaid, and the Charge incident thereunto; and that it shall and may be lawful for the Person or Persons, and his or their Assigns, to whom such Wood shall be sold, to fell, cut down, dispose, and carry away the same to his own Use, rendering the Overplus (if any be) to the Owner; any Law to the contrary notwithstanding.

Wood may be cut down, and sold for Distress:

Timber Trees excepted.

Provided always, and be it further enacted, That where any Tax or Assessment shall be charged or laid on any Tithes, such Tolls as are chargeable by this Act, Profits of Markets, Fairs, or Fisheries, or any other annual Profits, in England, Wales, or Berwick upon Tweed, not distrainable, in case the same shall not be paid within Six Days after such Assessment so charged or laid, or demanded, that it shall and may be lawful to and for the Collector, Constable, or other Officer thereunto appointed, by Warrant under the Hands and Seals of any Two or more of the Commissioners authorised by this Act, to seize, take, and sell, so much of the said Tithes, wheresoever they can be found, Tolls, or other Profits, so charged, as shall be sufficient for the levying the said Tax or Assessment, and all the Charges occasioned by such Nonpayment thereof, rendering the Overplus (if any be) to the Owner.

Tithes, Tolls, &c. if Assessment not paid within Six Days after Demand, etc. may be seized and sold.

Receivers-general return-
ing Persons,
who have paid
the Tax, to be
in Arrear,

forfeit Treble
Damages to
the Party
grieved,

and to His
Majesty Dou-
ble the Sum so
returned.

Commission-
ers to assess
the Assessors.

None compel-
led to be As-
sessor's out of

And, for the better preventing such unjust vexations as might be occasioned by such Persons as shall be appointed Receivers-general of any of the Sums of Money granted by this Act, to be raised in England, Wales, or Berwick upon Tweed; and to the Intent the said Receivers-general may return a true Account into His Majesty's Court of Exchequer, of any Sum or Sums of Money as shall be received by them, and every of them, their and every of their Deputy or Deputies; be it enacted by the Authority aforesaid, That if any such Receiver-general shall return, or certify unto the said Court, any Sum or Sums of Money to be in Arrear, and unpaid, after the same have been received, either by such Receiver-general, or his Deputy or Deputies, or any of them, or shall cause any Person or Persons, or Places, to be set insuper, in the said Court, for any Sum or Sums of Money that have been so received, that then every such Receiver-general shall be liable to pay to every Person or Persons that shall be molested, vexed, or damaged, by reason of any such unjust Certificate, Return, or setting insuper, Treble the Damage that shall be thereby occasioned, to be recovered by Action of Debt, Bill, Plaint, or Information; in which no Essoin, Protection, or Wager of Law, shall be allowed, or any more than One Imparlance; and shall also forfeit to His Majesty, His Heirs and Successors, Double the Sum that shall be so unjustly certified, or returned, or caused to be set insuper.

And be it further enacted by the Authority aforesaid, That the Commissioners that shall be within any County, City, or Place, within the respective Limits of England, Wales, or Berwick upon Tweed, or the major Part of them, shall tax and assess every Assessor within their Divisions, for all and singular the Matters and Things for which by this Act he ought to be taxed and assessed; and all Sums assessed upon every the said Assessors, and the Assessments made and set by the Assessors aforesaid, shall be written, estreated, levied, and gathered, according to the true Intent and Meaning of this Act.

Provided also, That no Person inhabiting in any City, Borough, or Town-corporate, in England, Wales, or Ber-
wick

wick upon Tweed, shall be compelled to be an Assessor or Collector of or for any Part of the Rates and Assessments hereby granted, in any Place or Places out of the Limits of the said City, Borough, or Town-corporate.

the Limits of the City, &c. where they dwell.

Provided always, and be it enacted, That every Rate, Tax, and Assessment, which shall be made or imposed by virtue of this Act, in respect of any House or Tenement which an Ambassador, Resident, Agent, or other publick Minister of any foreign Prince or State, now doth, or hereafter shall inhabit or occupy, shall be paid by the Landlord or Owner of the said Houses or Tenements respectively.

Assessments on foreign Ministers Houses to be paid by the Landlords.

And be it further enacted by the Authority aforesaid, That in all privileged and other Places, being Extraparochial, or not within the Constablewicks or Precincts of the respective Assessors, to be appointed by virtue of this Act, in England, Wales, or Berwick upon Tweed, (although in any monthly or other Tax they have not been rated heretofore) and in all Parishes where Two able and sufficient Inhabitants cannot be found, the said Commissioners, or any Two or more of them, shall, and they are hereby required to nominate and appoint Two or more fit Persons, living in or near the said privileged or other Places as aforesaid, to be Assessors for the said Places, and to make and return the said Assessments, in like Manner as by this Act is appointed in any Parish, Tything, or Place; and also to appoint Two or more Collectors, who are hereby required to collect and pay the same in Manner appointed by this Act for the collecting and paying all the aforesaid Sums of Money chargeable by this Act.

In Places extraparochial, Commissioners to nominate Assessors and Collectors, &c.

Provided always, and be it further enacted by the Authority aforesaid, That no Commissioner, Assessor, or Collector, who shall be employed in the Execution of this Act, in England, Wales, or Berwick upon Tweed, shall be liable, for or by reason of such Execution, to any Penalty or Penalties, other than such as by this Act are or may be inflicted for or by reason of such Execution.

No Commissioner, &c. liable to any other Penalties than such as are inflicted by this Act.

Provided always, and be it enacted, That no Person shall be capable, in England, Wales, or Berwick upon Tweed,

Commissioners not to act without taking the Oaths appointed by

Act 1 Geo. I.

and 6 Geo. III.

Commission-
ers acting be-
fore Oaths ta-
ken, forfeit
200*l*.Officers to pay
where em-
ployed, &c.

Tweed, of acting as a Commissioner in the Execution of this Act, or executing any the Powers therein contained, (unless it be the Power hereby given of administering Oaths) until such Time as he shall have taken the Oaths appointed by Two Acts of Parliament, One made in the First Year of the Reign of His late Majesty King George the First, (intituled, An Act for the further Security of His Majesty's Person and Government, and the Succession of the Crown in the Heirs of the late Princess *Sophia*, being Protestants; and for extinguishing the Hopes of the pretended Prince of *Wales*, and his open and secret Abettors;) and the other made in the Sixth Year of the Reign of His present Majesty, (intituled, An Act for altering the Oath of Abjuration, and the Assurance; and for amending so much of an Act of the Seventh Year of her late Majesty Queen *Anne*, intituled, *An Act for the Improvement of the Union of the Two Kingdoms*, as, after the Time therein limited, requires the Delivery of certain Lists, and Copies therein mentioned, to Persons indicted of High Treason, or Misprision of Treason;) which Oaths it shall and may be lawful for any Two or more of the Commissioners to administer, and they are hereby required to administer the same to any other of the said Commissioners.

Provided always, and be it enacted, That if any Person hereby appointed a Commissioner for any County, City, Town or Place, in England, Wales, or Berwick upon Tweed, shall presume to act as a Commissioner in the Execution of this Act, before he shall have taken the Oaths which, by this Act, he is required to take, and in Manner hereby prescribed, he shall forfeit to His Majesty the Sum of Two hundred Pounds.

Provided also, That every Person in England, Wales, or Berwick upon Tweed, rated or assessed for his Office or Employment, shall be rated and pay for his said Office or Employment in the County, City, or Place, where the same shall be exercised, although the Revenue or Profits arising by such Office or Employment are payable elsewhere.

Provided always, That the Right Honourable the Master of the Rolls, the Masters in Chancery, Sir Clerks, Clerks of the Petty-bag, Examiners, Registers, Clerks of the Inrolments, Clerks of the Affidavit and Subpoena Offices, and all other the Officers of the Court of Chancery, that execute their Offices within the Liberty of the Rolls, shall there be assessed for their respective Offices, Salaries, and other Profits, and not elsewhere; and that all Annuities, Stipends, and Pensions, payable to any Officers in respect of their Offices, shall be taxed and assessed where such Officers are rated and assessed for their Offices, and not elsewhere; and that all other Pensions, Stipends, and Annuities, in England, Wales, and Berwick upon Tweed, not charged upon Lands, shall be charged and assessed in the Parishes or Places where they are payable; and every Person who is or shall be rated in England, Wales, or Berwick upon Tweed, for or in respect of any Personal Estate to him or her any ways belonging, shall be rated at such Place where he or she shall be resident at the Time of the Execution of this Act; and all Persons not being householders, nor having a certain Place of Residence, shall be taxed at the Place where they shall be resident at the Time of the Execution of this Act; and if any Person who ought to be taxed in England, Wales, or Berwick upon Tweed, by virtue of this Act, for or in respect of his Personal Estate, shall, at the Time of his Assessment, be out of the Realm, such Person shall be rated therefore in such County, City, or Place, where he was last abiding within this Realm.

Officers in
Chancery to be
assessed in the
Rolls Liberty.

Annuities,
where to be
rated.

Pensions,
where pay-
able.

Personal E-
states, where
Persons resi-
dent, &c.;

Persons not
Householders,
where resi-
dent.

Absent Per-
sons to be rat-
ed where they
were last resi-
dent.

Goods, &c.
to be assessed
where they
shall be.

Provided, That where any Person shall have any Goods, Wares, or Merchandises, in any County or Counties, Riding or Ridings, City or Cities, Division or Divisions, District or Districts, Town or Towns, Place or Places, other than the County, Riding, City, Division, District, Town, or Place, where he shall be resident, or had his last Residence, it shall be lawful at any Time before the Twenty-fourth Day of August, One thousand seven hundred and seventy-eight, to rate and assess such Person for such Goods, Wares, and Merchandises, in any County or Counties, Riding or Ridings, City

City or Cities, Division or Divisions, District or Districts, Town or Towns, Place or Places, where the same shall be; and every Person who shall be rated and assessed for or in respect of any Manors, Messuages, Lands, or Tenements, or other the Premises, according to the former Clauses of this Act, shall be rated and assessed in the Places where such Manors, Messuages, Lands, and Tenements, and other the Premises respectively do lie, and not elsewhere.

Persons doubly rated, discharged on Certificate.

Provided always, That if any Person or Persons, by reason of his, her, or their having several Mansion-houses, or Places of Residence, or otherwise, shall be doubly charged for any Personal Estate, Offices, or otherwise, by Decree of this Act; then upon Certificate made by any Two or more of the Commissioners for the County, Riding, City, or Place, of his, her, or their last Personal Residence, under their Hands and Seals, of the Sum or Sums charged upon him, her, or them, (which Certificate the said Commissioners are hereby required to give without Delay, Fee, or Reward) and upon Oath made of such Certificate before any Justice of the Peace of the County or Place where the said Certificate shall be made, (which Oath the said Justice of the Peace is hereby authorised and required to administer) then the Person or Persons so doubly charged shall, for so much as shall be so certified, be discharged in every other County, City, or Place in England, Wales, or Berwick upon Tweed.

This Act not to extend to Inhabitants of Scotland, Ireland, Jersey, or Guernsey, &c.

Persons avoiding the Tax to be charged Treble.

Provided also, That this Act shall not extend to the Inhabitants of Scotland, Ireland, Jersey, or Guernsey, for assessing any such Personal Estate, which they, or any to their Use, have, within those Places, for or towards the said Sum hereby charged upon England, Wales, and Berwick upon Tweed, as aforesaid; and if any Person that ought to be taxed by virtue of this Act, in England, Wales, or Berwick upon Tweed, for or in respect of his Personal Estate, shall, by changing his Place of Residence, or by any other Fraud or Covin, escape from the Taxation, and not be taxed, and the same be proved before the Commissioners, or any Two or more of them, or before One or more Justice or Justices of the Peace of the County where

such

such Person dwelleth or resideth, at any Time within One Year next after such Tax made, every Person that shall so escape from the Taxation and Payment, shall be charged (upon Proof thereof) at Treble the Value of so much as he should or ought to have been charged at by this Act; the said Treble Value, upon Certificate thereof made into the Exchequer by the Commissioners, Justice or Justices, before whom such Proof shall be made, to be levied on the Goods, Lands, and Hereditaments of such Persons.

And, for the better Discovery of Personal Estates intended to be charged by this Act, be it further enacted by the Authority aforesaid, That every Householder in England, Wales, or Berwick upon Tweed, shall, upon Demand of the Assessors of the respective Parishes or Places, give an Account of the Names and Qualities of such Persons as shall sojourn or lodge in their respective Houses, under the Penalty of forfeiting to His Majesty the Sum of Five Pounds, to be levied and recovered in such Manner as any other Penalty in this Act mentioned shall and may be levied and recovered.

Householders
to give an Account of their
Lodgers,

on Forfeiture
of 5 £ .

And be it enacted by the Authority aforesaid, That all and every Person and Persons having any Share or Shares, or Interest, in any fresh Stream or running Water brought to the North Parts of London, commonly called The New River, or in the Thames Water-works; or in Marybone or in Hampstead Water-works; or in any Office or Stock for insuring of Houses in case of Fire; or in any Lights; or in the Stock or Stocks for printing of Books in or belonging to the House commonly called The King's Printing House, shall pay for the same the Sum of Four Shillings for every Twenty Shillings of the full yearly Value thereof, towards the said Sum hereby charged upon England, Wales, and Berwick upon Tweed; and they, and all Companies of Merchants in London, and the Bank of England, and all Salaries and Pensions (taxable in London) arising and payable at the General Post-office, and Excise-office, charged by this Act, shall be assessed by the Commissioners nominated and appointed for the said City, or any Two

Shares in the
New River,
Marybone Water-works, etc.

in the Fire
Offices, and
Lights,

and The King's
Printing House,
to pay 4 s. per
Pound:

Which Assess-
ments, and
those on all
Companies of
Merchants,
Bank of Eng-
land, Post-
office, etc.

to be paid by
the Govern-
ors or Treasurers.

or more of them, for their respective Shares and Interests aforesaid, and the aforesaid joint Stock or Stocks, and for such Salaries and Pensions; and the same shall be paid by the Governors, or the respective Treasurers or Receivers of the said River-waters and Water-works, and of the said Offices and Stocks respectively, to such Person or Persons as the said Commissioners, or any Two or more of them, shall appoint to collect the same, and be deducted at and out of their next Dividend; and every Person having any Salary in respect of any Office or Employment exercised in the Ward of London where the said Post-office is situated, shall be assessed and pay for the same in the same Ward, the said Rate of Four Shillings in the Pound, towards the said Sum by this Act charged upon England, Wales, and Berwick upon Tweed.

Governors,
etc. of the
River-waters,
and Water-
works, refus-
ing to pay,

The Collectors
impowered to
levy the Sum
by Distress and
Sale.

Provided always, and it is hereby further enacted by the Authority aforesaid, That when and so often as any of the said Governors, Treasurers, or Receivers, of the said River-waters, Water-works, Offices, or Stocks respectively, shall, upon Demand to any of them respectively made by the proper Collector or Collectors, refuse or neglect to pay the respective Sum or Sums of Money whereat all and every the said Person and Persons, having any Share or Shares, or Interest, in any of the said River-waters, Water-works, Offices, or Stocks respectively, shall be respectively rated and assessed; then, and in all and every such Case and Cases, it shall and may be lawful to and for the said Collector or Collectors, or any of them, and he, they, and every of them, is and are hereby authorised and required to levy the Sum so assessed by Distress and Sale of the Goods and Chattels jointly belonging to, or held in Trust for, the Persons who shall have such Shares or Interests in respect whereof such Assessments shall be demanded, and refused as aforesaid, rendering the Overplus, if any shall be, (the Charges of such Distress and Sale being first deducted) to the Governor, Treasurer, or Receiver of the said River-waters, Water-works, Offices, or Stocks respectively.

And

And be it further enacted by the Authority aforesaid, That every Papist, or reputed Papist, in England, Wales, or Berwick upon Tweed, being at the Age of Eighteen Years and upwards, who shall not have taken the Oaths mentioned and required to be taken by an Act made in England, in the First Year of the Reign of King William and Queen Mary, (intituled, An Act for abrogating the Oaths of Supremacy and Allegiance, and appointing other Oaths) shall yield and pay unto his Majesty Double the Sums and Rates, which, by force and virtue of any Clause in this Act before mentioned and contained, he or they should or ought to pay and be charged with; to be assessed, levied, collected, answered, and paid, in such Manner, by such Ways and Means, and according to such Rules and Directions, and under such Penalties and Forfeitures, as are before in this Act expressed or appointed, for and concerning the above-mentioned Rates and Sums.

Papists 18
Years of Age
not taking the
Oaths 1st and
M. to pay
Double:

Provided nevertheless, That if any such Papist, or reputed Papist, within Ten Days after the First Meeting of the said Commissioners, in the respective Counties or Places where he or she ought to be taxed or assessed, according to the Intent of this present Act, shall take the said Oaths before any Two or more of the said Commissioners, (which Oaths the said Two or more of the said Commissioners are hereby impowered to administer), in that Case he or they shall not be liable to be doubly assessed, as aforesaid.

Unless taken
within 10 Days
after the Com-
missioners First
Meeting.

And be it further enacted by the Authority aforesaid, That every Person, being of the Age of Eighteen Years, and upwards, and being in England, Wales, or Berwick upon Tweed, at the Time of the Execution of this Act, who shall not before that Time have taken the Oaths mentioned and required to be taken by the said last-mentioned Act, and upon Summons, by Warrant under the Hands and Seals of any Two or more of the said Commissioners, shall refuse to take the said Oaths at the Time appointed in the said Warrant, or shall neglect to appear at such Time before the said Commissioners in order to take the said Oaths, (which the said Com-

Persons 18
Years of Age
refusing the
Oaths to pay
Double.

missioners, or any Two or more of them, are hereby impowered and required to administer), shall yield and pay unto His Majesty Double the Sums and Rates, which, by force and virtue of any Clause of this Act before-mentioned and contained, he or she should or ought to pay or be charged with, in Manner as is before in this present Act appointed, touching Papists, or reputed Papists.

Commissioners to summon suspected Persons, etc.

And be it further enacted, That any Two or more of the said Commissioners appointed by this Act in the respective Counties, Cities, Towns, and other Places, in England, Wales, and Berwick upon Tweed, upon Information, or upon any Cause of Suspicion in that Behalf, shall, and are hereby required and impowered to cause every such Person suspected (or against whom such Information shall be given) to be summoned to appear to take the said Oaths, as aforesaid.

Quakers to subscribe the Declaration
W. and M.

Provided nevertheless, That whereas certain Persons, Dissenters from the Church of England, commonly called Quakers, and now known to be such, in England, Wales, and Berwick upon Tweed, do scruple the taking of any Oaths, it shall be sufficient for any such Persons to make and subscribe the like Declaration of Fidelity to His Majesty, as was contained in an Act, made in the Parliament held in the First Year of the Reign of Their late Majesties King William and Queen Mary, (intituled, An Act for exempting Their Majesties Protestant Subjects, Dissenters from the Church of England, from the Penalties of certain Laws): Which Declaration any Two or more of the Commissioners appointed for the Execution of this Act are hereby required and impowered to administer; and every such Person, so doing, shall not be liable to, or charged with, any of the Double Rates aforesaid.

Commissioners to doubly assess Papists, where Assessors omit.

And be it further enacted by the Authority aforesaid, That in all Cases where any Assessor or Assessors, who by this Act are required to make Double Assessments upon Papists, or reputed Papists, or other Persons, for not taking the Oaths aforesaid, shall neglect to do his or their Duty therein, the respective Commissioners of the County, Riding, Hundred, Division, or Place, where such

Double Assessments ought to have been made, or any Two or more of them, shall take Care, and are hereby authorised and required to cause such Papists, or other Persons, to be doubly charged, according to the true Intent and Meaning of this Act.

Provided always, and be it enacted, That where the Owners of any Lands, Tenements, and Hereditaments, are liable to be doubly charged, as Papists, or reputed Papists, by reason of their not having taken the Oaths, according to the true Intent of this Act; in every such Case, such Owners only shall be charged with, and pay the said Double Rates; and the respective Tenants of such Lands, Tenements, or Hereditaments, are hereby discharged of and from the same; any Covenant for Payment of Taxes, or other Agreement, to the contrary notwithstanding.

Tenants discharged from Double Rates.

Provided always, and be it further enacted by the Authority aforesaid, That the Prison of the King's Bench Prison-house, Lands, Gardens, and Common Side, and all the Rents, Offices, Profits, and Perquisites of the Marshal, and all other Officers of the King's Bench Prison; and also the Prison-house, Lands, and Gardens, of the Prison of the Marshal, and of the Marshalsea Prison, and all Offices, Perquisites, and Profits of the Marshalsea Court and Prison, lying and being in the Parish of Saint George the Martyr, in the Borough of Southwark, in the County of Surrey, and the Judges of the said Court, and all Counsellors and Attornies practising or having a Right to practise in the said Marshalsea Court, and all Profits and Fees accruing to them, or any of them respectively, shall be charged and assessed to the Assessment in the Parish of Saint George aforesaid, and not elsewhere, at and after the Rate of Four Shillings in the Pound; any Thing to the contrary in any-wise notwithstanding.

King's Bench, Marshalsea Prisons, etc. to be assessed in St. George's Parish, etc.

And be it further enacted by the Authority aforesaid, That where any Officer or Officers belonging to the said Prisons shall neglect or refuse to pay the Sum or Sums of Money which shall be rated and assessed upon them, or any of them, by virtue of this Act, any Two or more

Officers of the Marshalsea Court and King's Bench refusing to pay, etc.

Collectors, by
Warrant from
Commission-
ers, may dis-
train.

If no Goods
sufficient, Of-
ficer to be im-
prisoned.

of the Commissioners appointed by this Act for the said County of Surrey shall and may certify, by Writing, under their Hands and Seals, such Neglect or Refusal, and the Sum payable by virtue of this Act, to the Commissioners for executing this Act, in the County or Place where such Officer or Officers reside; and any Two or more of such Commissioners are hereby authorised and required, upon Receipt of such Certificate, by Warrant under their Hands and Seals, to authorise and empower the respective Collectors of the Parish or Place where such Officer or Officers reside, to distrain the Goods and Chattels of such Officer or Officers, and the Distress or Distresses so made to detain and keep for the Space of Four Days; and if such Officer or Officers do not pay the said Sum or Sums of Money for which such Distress shall be made, as aforesaid, within the Space of Four Days, that then the said Goods and Chattels, so distrained as aforesaid, shall and may be appraised and sold by Two such honest and sufficient Persons as the said Commissioners, who shall sign the said Warrant, shall nominate and appoint; and the Monies arising thereby shall be paid to the Collectors of the said Parish of Saint George, for and towards Satisfaction of the said Sum and Sums of Money; and the Surplus (if any be) shall be returned to the Owner of the said Goods, after the Charge of the said Distress and Sale shall be deducted: But in case no Goods or Chattels of any such Officer or Officers can be found, sufficient to make good the Sum or Sums of Money so assessed or to be assessed upon him or them, as aforesaid, that then it shall and may be lawful for any Two or more of the said Commissioners, by Warrant under their Hands and Seals to the respective Collectors, or such Person or Persons as they shall think fit, to cause the Person or Persons of such respective Officer or Officers of the said Parishes, neglecting or refusing to pay as aforesaid, to be apprehended and taken, wherever he or they can or may be found, and to be committed to the common Gaol where he or they shall happen to be taken, there to remain without Bail or Mainprize, until Payment shall be made

as aforesaid, of the Sum or Sums of Money so charged or assessed upon them as aforesaid, with the Charges of such Prosecution as aforesaid, to be allowed by the said Commissioners, or any Two or more of them; any Thing in this Act contained to the contrary thereof in any-wise notwithstanding.

Provided also, That the Prison of the Fleet Prison-house, Lands, Gardens, and the Common Side, and all the Rents, Profits, and Perquisites of the Office of Warden of the Fleet, lying and being in the Parish of Saint Bridget *alias* Bride's, London, shall be charged and assessed to the Assessment in the said Parish of Saint Bridget *alias* Bride's, London, and not elsewhere; any Thing in this Act contained to the contrary thereof in any-wise notwithstanding.

Fleet Prison to be assessed in St. Bride's Parish.

And be it further enacted by the Authority aforesaid, That the Officers of His Majesty's Dock Yard now at Stoke Damerel, near Plymouth, shall be assessed upon this Act for the Salaries, and other Profits, within the Town and Parish of Plymouth, where the Salaries of the old Dock Yard at Plymouth, in the Year One thousand six hundred and ninety-three, were assessed, and not elsewhere, so as the full Proportion which was assessed upon the said Town and Parish of Plymouth, in the said Year One thousand six hundred and ninety-three, be again assessed thereon by virtue of this Act; and so as the said Parish of Stoke Damerel be not charged with a greater Proportion, in respect of the said Salaries and Profits, than they were in the said Year One thousand six hundred and ninety-three; any Thing herein-before contained to the contrary notwithstanding.

Officers at Stoke Damerel, near Plymouth, to be assessed within the Town of Plymouth.

And be it further enacted by the Authority aforesaid, That the Officers of His Majesty's Hospital for Sick and Hurt Seamen now in the Parish of East Stonehouse, near Plymouth, shall be assessed upon this Act for their Salaries, and other Profits of their Places, within the Town and Borough of Plymouth, where the Salaries of the said Officers, in the Year One thousand seven hundred and fifty-nine, were assessed, and not elsewhere; so as the full Proportion which was assessed upon the said Town and Borough

Hospital at East Stonehouse to be assessed also within the Town of Plymouth.

Borough of Plymouth, in the Year One thousand seven hundred and fifty-nine, be again assessed thereon by virtue of this Act; and so as the said Parish of East Stonehouse be not charged with a greater Proportion in respect of the said Salaries and Profits than they were in the said Year; any Thing herein contained to the contrary thereof notwithstanding.

26 l. to be paid out of the Sum assessed on the said Officers, in Aid of the Assessment on East Stonehouse.

Provided always, That out of the Sum to be assessed on the Officers of the said Hospital for Sick and Hurt Seamen, there shall be paid to the Collectors of the Land Tax for the Parish of East Stonehouse, the Sum of Twenty Pounds; to be applied in Aid of the Assessment to be laid upon the said Parish by virtue of this Act.

Waterworks in Southwark to be assessed in Surrey.

Provided always, and be it further enacted by the Authority aforesaid, That all the Waterworks in the Borough of Southwark shall be rated and assessed in the said Borough of Southwark, and not elsewhere, by the Commissioners and Assessors of the County of Surrey, and not by the Commissioners and Assessors of the City of London; and that the said Waterworks be assessed according to the clear yearly Profits thereof; any Thing herein contained to the contrary notwithstanding.

Waterworks in Westminster to be assessed there.

Provided always, and be it enacted, That the Waterworks in the City and Liberty of Westminster shall be rated and assessed by the Commissioners and Assessors of the City and Liberty of Westminster, and not by the Commissioners and Assessors of the City of London; any Thing herein contained to the contrary notwithstanding.

Offices, &c. of Whitehall and St. James, to be there assessed.

Provided always, That all Offices and Places, which were rated and assessed within the Palaces of Whitehall and Saint James, in and for the Years One thousand seven hundred and three, and One thousand seven hundred and four, or either of them, (except such as are exempted by this Act), shall be rated and assessed within the said Palaces, and in no other Place whatsoever.

Collectors of the Profits of the Waterworks in Colchester chargeable.

And be it enacted and declared by the Authority aforesaid, That the respective Persons who have received or collected, or shall receive or collect, the yearly Profits of the

the Water-works within the Town of Colchester, in the County of Essex, for the Time being, shall be, and are hereby charged and chargeable with the Payment of the Tax that shall be assessed on the said Profits respectively by this Act, to be levied in such Manner as other Aids and Assessments in and by this Act are directed; and the respective Persons so charged as aforesaid, and paying the same, shall be allowed the same on their respective Accounts by their respective Employers or Proprietors for the Time being; any Thing herein contained to the contrary notwithstanding.

And be it further enacted by the Authority aforesaid, That such Person or Persons as collect and receive the yearly Profits of the Waterworks within the Borough of New Windsor, in the County of Berks, shall be, and are hereby charged and chargeable with the Payment of the Tax that shall be assessed on the said Profits; to be levied in such Manner as other Aids and Assessments in and by this Act are directed and appointed.

Collectors for the Water-works in New Windsor chargeable.

And it is hereby declared, That in all Places where any the Patent Officers of the several Bishops, or any of them, in England and Wales, were assessed, and did pay for their respective Offices or Employments of Profit, relating to the said Bishopricks, unto or for the said Aid of Four Shillings in the Pound, in the Year One thousand six hundred and ninety-three, the same respective Offices and Employments of Profit under the present Bishops, or relating to the said Bishopricks, or any of them, and the Patent Officers therein, shall be assessed and chargeable in the same Parishes and Places respectively, and none other, towards the Sum to be raised by this Act to His Majesty's Use.

Patent Officers to Bishopricks to pay where assessed in 1693.

Provided always, and it is hereby enacted, That the Proportion, which at the First General Meeting of the Commissioners for the County of Middlesex, shall, pursuant to this Act, be laid upon that Part of the Parish of Saint Andrew, Holbourn, which is in the said County, shall be equally raised therein, without being subdivided into Two Proportions, or making any Distinction between that Part above the Bars and that Part below

That Part of the Parish of St. Andrew, Holbourn, which lies in the County of Middlesex, not to be subdivided.

the

the Bars: And that in the Subdivision of Commissioners to act for the several Hundreds and Divisions in the said County, a Number of Commissioners shall be appointed to act accordingly for all that Part of the said Parish of Saint Andrew which lieth in the said County.

The Parish of St. George, Hanover Square, to be charged with a distinct Quota from the Parish of St. Martin in the Fields.

Debates arising concerning the joint Quota, the Commissioners who are Inhabitants of either Parish to withdraw, or to be fined a Sum not exceeding 20 l.

Provided always, and it is hereby enacted, That the Parish of Saint George, Hanover Square, within the City and Liberty of Westminster, shall, in the Execution of this Act, be chargeable with a distinct Sum or Quota, separate from that of the Parish of Saint Martin in the Fields: And if any Controversy shall arise among the Commissioners concerning the said Quota, and the apportioning thereof, out of the joint Quota of the said Two Parishes, the Commissioners who are Inhabitants of, or have any Concern or Interest in either of the said Two Parishes, shall have no Voice, but shall withdraw at the Time of the Debate of such Controversy, until it be determined by the rest of the Commissioners; and, in Default thereof, the Commissioners then present, who do not inhabit, nor have any Interest or Concern in either of the said Two Parishes, shall have Power, and are hereby required to impose such Fine or Fines as by them shall be thought fit, upon every such Commissioner so refusing to withdraw, not exceeding Twenty Pounds; and to cause the same to be levied and paid as other Fines to be imposed by virtue of this Act are to be levied and paid.

The Parishes of St. John, St. Peter, and Berchington, to be charged in Dover Liberty, according to the Assessment 4 W. & M.

Provided always, and it is hereby enacted by the Authority aforesaid, That the Parishes of Saint John, Saint Peter, and Berchington, in the Isle of Thanet, within the Liberty of Dover, shall be deemed and taken to be a distinct Division within the said Liberty; and, in Execution of this Act, shall be charged towards making up the whole Sum charged on the Town of Dover, and the Liberty thereof, according to the Proportion which was assessed on the said Parishes by virtue of an Act of Parliament, passed in the Fourth Year of the Reign of Their late Majesties King William and Queen Mary, (intituled, An Act for granting to Their Majesties an Aid of Four Shillings in the Pound, for carrying on a vigorous

War

War against *France*,) and not otherwise: And all Commissioners, Collectors, Head Collectors, and Receivers, are hereby required and enjoined to apply themselves with all Diligence to the most speedy and effectual Execution of their several and respective Duties, and to use their utmost Endeavours, that all Estates, and other Things herein charged, may fully and duly pay the Rates and Assessments, according to the Directions of this Act, and so as His Majesty's Service herein may not be delayed or hindered through any of their wilful Neglect or Default.

Provided, That no poor Person shall be charged with or liable to the Pound-rate imposed by this Act upon Lands, Tenements, or Hereditaments, in England, Wales, or Berwick upon Tweed, whose Lands, Tenements, or Hereditaments, are not of the full yearly Value of Twenty Shillings in the Whole.

Lands not worth 20 s. per Annum not chargeable.

And be it further enacted, That if any Collector of any Parish or Place in England, Wales, or Berwick upon Tweed, shall keep in his Hands any Part of the Money by him collected for any longer Time than is by this Act directed, (other than the Allowance made unto him by this Act), or shall pay any Part thereof to any Person or Persons, other than the Receiver-general of such County or Place, or to his respective Deputy; every such Collector shall forfeit, for every such Offence, the Sum of Forty Pounds: And in case any Receiver-general of any Part of England, Wales, or Berwick upon Tweed, or his Deputy, shall pay any Part of the Monies paid to him or them by any Collector, by virtue of this Act, to any Person or Persons whatsoever, other than into the Receipt of His Majesty's Exchequer, and at or within the respective Times limited by this Act; or in case any such Receiver-general of any Part of England, Wales, or Berwick upon Tweed, or his Deputy, shall pay any Part of the said Monies by any Warrant of the High Treasurer, Commissioners of the Treasury, or Under Treasurer for the Time being, or upon any Tally of Pro, or Tally of Anticipation, or other Way or Device whatsoever, where-

Collectors keeping Monies in their Hands, etc. to forfeit 40 l.

Receiver-general misapplying the Monies, to forfeit 500 l.

by

by to divert or hinder the actual Payment thereof into the Receipt of the Exchequer, as aforesaid; then every such Receiver-general shall, for every such Offence of himself, or his Deputy, forfeit the Sum of Five hundred Pounds to him or them that shall sue for the same, in any Court of Record, by Bill, Plaint, or Information; wherein no Essoin, Protection, or Wager of Law, is to be allowed.

Commissioners of the Treasury, &c. not to divert the Payments into the Exchequer.

And it is hereby further enacted, That the High Treasurer, or Commissioners of the Treasury, or Under Treasurer for the Time being, or any of them, do not direct any Warrant to any of the Collectors or Receivers-general in England, Wales, or Berwick upon Tweed, or their Deputies, for the Payment of any Part of the Monies hereby given to any Person or Persons, other than into the Receipt of the Exchequer, as aforesaid; nor shall they, or any of them, direct any Warrant to the Officers of the Exchequer for striking any Tally of Pro, or Tally of Anticipation, nor do any Matter or Thing whereby to divert the actual Payment of the said Monies into the Receipt of the Exchequer; nor shall the Officers of the Exchequer strike, or direct, or record the striking of, any Tally of Pro, or Tally of Anticipation, upon any of the said Monies, upon any Account or Warrant whatsoever; nor shall any Teller throw down any Bill, whereby to charge himself with any of the said Monies, until he shall have actually received the same.

No *Noli prosequi*, etc. in any Suit for Offences against this Act.

Provided also, and be it enacted, That no Stay of Prosecution, upon any Command, Warrant, Motion, Order, or Direction, by *Non vult ulterius prosequi*, shall be had, made, admitted, received, or allowed, by any Court whatsoever, in any Suit or Proceeding, by Action of Debt, Bill, Plaint, or Information, or otherwise, for the Recovery of all or any the Pains, Penalties, or Forfeitures, upon any Person by this Act inflicted or therein mentioned, or for or in order to the Conviction or Disability of any Person offending against this Act, in England, Wales, or Berwick upon Tweed.

Provided always, That if any Person or Persons, who shall be charged or assessed by this Act to or with a Pound-rate upon his, her, or their Manors, Lands, Tenements, Hereditaments, or other the Premises, shall, upon Complaint made to the Commissioners, in such Manner, and at such Times, as are herein directed in Cases of Appeals, make it appear to the said Commissioners, or any Three or more of them then present for hearing and determining such Appeals, by Proof upon Oath, that such Assessment doth exceed the equal Pound-rate that ought to be charged on him, her, or them; in such Case, upon every such Proof, and due Examination thereof, the said Commissioners, or the major Part of them then present, as aforesaid, are hereby impowered to abate and lessen the said Assessments, so much as the same shall exceed the equal Pound-rate that ought to be charged on him, her, or them, and shall cause the Money so abated to be reassessed, surcharged, and levied, in such Manner as they, or the major Part of them, in their Judgements and Discretion, shall think most equal, just, and reasonable, within the whole Hundred, Lathe, wapentake, or other Division, where such Overcharge or Overcharges do happen, although the Pound-rate of Four Shillings in the Pound be thereby exceeded; or if any particular Part or Parts of the same, or any Person therein, shall appear to them to be undercharged, then the Money so abated shall and may be raised upon such particular Part or Persons so undercharged, so that the whole Sum payable to His Majesty for such Hundred, Lathe, Wapentake, or other Division, shall be fully and duly answered and paid, without being diminished by reason of such particular Abatement; any Thing herein contained to the contrary notwithstanding.

Commissioners to abate where Lands are overcharged,

and to reassess, &c.

or raise it on Persons undercharged.

And be it further enacted by the Authority aforesaid, That the Receiver-general of each County or District, in England, Wales, or Berwick upon Tweed, shall nominate, constitute, and appoint, fit and proper Persons (for whom he shall be answerable) to be his Deputy or Deputies, to receive from the said Sub-collectors all and every the Rates, Duties, and Assessments, by them respectively collected

Receiver-general answerable for Deputies.

Sub-collector
not to travel
above Ten
Miles, &c.

Receivers not
nominating
Deputies, &c.
to forfeit 100/.

Commission-
ers for the
County at
large may act
for any City,
&c.

Mayors, Bai-
liffs, &c. may
act as Com-
missioners for
the Towns
wherein they
inhabit.

lected and received; and the same Receivers-general are hereby required to nominate and appoint so many of such Deputies in their respective Counties, that no Sub-collector may be obliged to travel above the Space of Ten Miles from his usual Place of Abode for the Payment of the said Monies that shall be by him collected or received: And if any such Receiver-general shall refuse or neglect to nominate and appoint such Deputies, in Manner as aforesaid, or shall wilfully neglect to attend, by himself or Deputy, at the Time or Place by him appointed for his respective Receipts, such Receiver-general shall, for every such Offence, forfeit the Sum of One hundred Pounds; the One Moiety to His Majesty, His Heirs and Successors, and the other Moiety to him or them that shall sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster; in which Action or Suit no Essoin, Protection, Privilege, or Wager of Law, shall be allowed.

Provided nevertheless, That in case there shall not be a sufficient Number of Commissioners for any City, Borough, Cinque-port, Town, or Place, in England, Wales, or Berwick upon Tweed, (for which by this Act Commissioners are particularly appointed), capable of acting according to the Qualifications required by this Act, to put this Act in Execution; that in every such Case, any of the said Commissioners appointed for the County at large, within which such City, Borough, Town, Cinque-port, or Place, doth stand, or which is next adjoining thereto, may act as Commissioners in the Execution of this Act, within such City, Borough, Town, Cinque-port, or Place.

And whereas some Doubts may arise, whether Mayors, Bailiffs, or other Chief Magistrates of Cities, Boroughs, Towns-corporate, or Cinque-ports, for which Commissioners are specially appointed by virtue of this Act, can act as Commissioners for executing this Act in the said Cities, Boroughs, Towns-corporate, and Cinque-ports; be it further enacted by the Authority aforesaid, That all Mayors, Bailiffs, and other Chief Magistrates, who are appointed Commissioners for executing

this

this Act, shall be, and have Power to act as Commissioners for executing this Act within and for any City, Borough, Town-corporate, or Cinque-port, wherein they inhabit at the Time of executing this Act, as well where Commissioners are specially appointed by this Act as where they are not.

And whereas several Members of Parliament, by reason of their Attendance in Parliament, have, by the Assessors of London, Westminster, and Middlesex, and the Suburbs of the same, been taxed for their Personal Estates, and have been put to unreasonable Charge and Exaction; be it further enacted by the Authority aforesaid, That the several Members of Parliament, who at the Execution of this Act, during this Session of Parliament, shall abide within the said Cities of London and Westminster, and the Suburbs of the same, or within the County of Middlesex, shall, for or in respect of their ready Money, or Debts, or any other Tax which may be laid on their Persons, or Personal Estate, during this Session of Parliament, be assessed only in the Places where such Members have their Mansion-houses, or other Places where they most usually reside during the Intervals of Parliament; and in case any Assessor or Commissioner shall assess, or cause to be assessed, any Member of Parliament, contrary to the Provision hereby made, he or they shall forfeit to the Party grieved the Sum of Forty Pounds; to be recovered by Action of Debt, or upon the Case, together with full Costs of Suit, any Thing herein contained to the contrary notwithstanding.

Members of Parliament to be taxed at their Mansion-houses.

Provided also, and be it enacted by the Authority aforesaid, That the first General Meeting of the Commissioners for the West Riding of the County of York shall be held at the Town of Pontefract; and the first General Meeting of the Commissioners for the North Riding of the County of York shall be held at the Town of Thirsk; and the first General Meeting of the Commissioners for the East Riding of the County of York shall be held at the Town of Beverley; any Thing in this Act before mentioned, or any former Custom, to the contrary notwithstanding.

First Meeting for the West Riding of York at Pontefract;

North Riding at Thirsk;

East Riding at Beverley.

Provided

No Commis-
sioner capable
to act in any
County at
large, unless
rated at 100*l.*
per Annum,
(*Merioneth*,
Cardigan, &c.
excepted.)

Provided also, and be it enacted by the Authority afore-
said, That no Person shall be capable of acting as a Com-
missioner in the Execution of this Act, or any of the
Powers therein contained, in or for any County at large,
within England, the Dominion of Wales, (the Counties
of Merioneth, Cardigan, Carmarthen, Glamorgan, Mont-
gomery, Pembroke, and Monmouth, excepted), or in or for
any of the Ridings of the County of York, unless such
Person be seised or possessed in the same County or Ri-
ding, of Lands, Tenements, or Hereditaments, of the
Value of One hundred Pounds per Annum, or more, of
his own Estate, being Freehold, Copyhold, or Leasehold,
over and above all Ground Rents, Incumbrances, and
other Reservations, payable out of or in respect of such
Leasehold Estates, which were taxed and did pay, by vir-
tue of an Act, passed in the Seventeenth Year of His Ma-
jesty's Reign, (intituled, An Act for granting an Aid to
His Majesty by a Land Tax, to be raised in *Great Britain*,
for the Service of the Year One thousand seven hundred
and seventy-seven).

Commission-
ers for *Angle-*
sea, &c. to
act, if taxed
at 60*l.* *per*
Annum.

Provided nevertheless, That any Person herein named
a Commissioner in and for the County of Anglesea,
or Carnarvon, shall be capable of acting as a Commis-
sioner in the Execution of this Act in or for the same
Counties, or either of them, being himself, or his
Tenants or Trustees, taxed for the Value of Sixty
Pounds per Annum, or more, of his own Estate, by
virtue of the said Act of the Seventeenth Year of His
Majesty's Reign.

Commission-
ers may act
for any City,
being Inha-
bitants, or for
Inns of Court,
&c.

Provided nevertheless, and it is also hereby enacted,
That no Person who is hereby appointed to be a Com-
missioner for executing this Act in any Part of England,
Wales, or Berwick upon Tweed, shall be disabled from
acting as a Commissioner within or for any City, Bo-
rough, Cinque-port, or Town-corporate only, for which he
is particularly nominated and appointed a Commissioner,
and whereof he shall be an Inhabitant at the Time of
the Execution of this Act, nor from acting as a Commis-
sioner within any of the Inns of Court, or Inns of
Chancery; and that no Attorney or Solicitor, or Person
practising

practising as such, who shall not be seised or possessed of Lands, Tenements, or Hereditaments, being Freehold, Copyhold, or Leasehold, over and above all Ground Rents, Incumbrances, and other Reservations, payable out of or in respect of such Leasehold Estates, of the Value of One hundred Pounds per Annum, or more, of his own Estate, in the same County or Riding, City, Borough, Town-corporate, Cinque-port, or Place, for which he shall be named a Commissioner, or within the County at large within which such City, Borough, Town-corporate, Cinque-port, or Place, for which he shall be named a Commissioner, doth stand, or which is next adjoining thereto, and which were taxed, or did pay, by virtue of an Act, made and passed in the Seventeenth Year of His Majesty's Reign, (intituled, An Act for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-seven), or any Receiver-general, or any Collector of any Aid granted to His Majesty, shall be capable of acting as a Commissioner in the Execution of this present Act, in England, Wales, or Berwick upon Tweed; any Thing herein contained to the contrary notwithstanding.

Attornies, etc.
not to be
Commission-
ers, without
possessing 100 l.
per Annum.

Provided also, and be it enacted by the Authority aforesaid, That no Person shall be capable of acting as a Commissioner in the Execution of this Act, or any of the Powers herein contained, within the City of London, and Liberty of Saint Martin le Grand, unless such Person be seised and possessed of Lands, Tenements, or Hereditaments, being Freehold, Copyhold, or Leasehold, over and above all Ground Rents, Incumbrances, and other Reservations, payable out of or in respect of such Leasehold Estates, which were taxed, or did pay, in the said City or Liberty, for the Value of Twenty Pounds per Annum, or more, of his own Estate, or unless such Person was taxed, or did pay, in the said City or Liberty, for the Value of One hundred and fifty Pounds Personal Estate, or more, by virtue of an Act, made and passed in the Seventeenth Year of His Majesty's Reign, (intituled, An Act for granting an Aid to His Majesty by a Land Tax,

No Commis-
sioner of the
City of Lon-
don, or Liber-
ty of St. Mar-
tin le Grand,
to act, unless
rated at 20 l.
per Ann. of his
own Estate,
&c.

to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-seven).

No Commis-
sioner of the
City, &c. of
Westminster to
act, unless
rated at 20 *l.*
per Ann. of his
own Estate.

Provided also, and be it enacted by the Authority aforesaid, That no Person shall be capable of acting as a Commissioner in the Execution of this Act, or any of the Powers herein contained, within the City and Liberty of Westminster, unless such Person be seised and possessed of Lands, Tenements, or Hereditaments, being Freehold, Copyhold, or Leasehold, over and above all Ground Rents, Incumbrances, or other Reservations, payable out of, or in respect of such Leasehold Estates, which were taxed, or did pay, in the said City or Liberty, for the Value of Twenty Pounds per Annum, or more, of his own Estate, by virtue of an Act, made and passed in the Sixteenth Year of His Majesty's Reign, (intituled, An Act for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-six).

Persons disa-
bled presum-
ing to act, to
forfeit 50 *l.*

And it is hereby further enacted, That if any Person intended by this Act to be disabled for any the Causes aforesaid, shall nevertheless presume to act as a Commissioner in the Execution of this Act, or any the Powers therein contained, every such Person, for every such Offence, shall forfeit the Sum of Fifty Pounds, to any Person or Persons who will inform or sue for the same; to be recovered in any of His Majesty's Courts of Record, by Action of Debt, or on the Case, Bill, Suit, or Information, wherein no Essoin, Protection, Wager of Law, or more than One Imparlance, shall be allowed.

Collectors of
the New Wa-
terworks in
Exon, charge-
able.

And be it enacted by the Authority aforesaid, That the respective Persons who have received or collected, or shall receive or collect, the yearly Profits of the New Waterworks within the City and County of Exon, for the Time being, shall be and are hereby charged and chargeable with the Payment of the Tax that shall be assessed on the said Profits respectively by this Act, to be levied in such Manner as other Aids and Assessments in and by this Act are directed; and the respective Persons so charged as aforesaid, and paying the same, shall be allowed the same on their respective Accounts, by their

their respective Employers or Proprietors for the Time being; any Thing herein contained to the contrary notwithstanding.

Provided always, and it is hereby further enacted by the Authority aforesaid, That this Act, or any Thing herein contained, shall not charge, or be construed to charge, Her Majesty the Queen with the above-mentioned Duty or Payment of Four Shillings out of every Twenty Shillings by the Year, for or in respect of any Sums of Money or Annuities given or granted by His Majesty to Her said Majesty; but that such Sums of Money and Annuities, and Her Majesty, and Her Treasurers or Receivers-general for the Time being, in respect of the same, shall be free and clear of all Taxes, Impositions, and other publick Charges whatsoever; any Thing in this Act to the contrary notwithstanding.

Her Majesty
the Queen not
chargeable;

And be it further enacted by the Authority aforesaid, That this Act, or any Thing therein contained, shall not charge, or be construed, deemed, or taken to charge, His Royal Highness the Duke of Gloucester, or His Royal Highness the Duke of Cumberland, or Her Royal Highness the Princess Amelia, or the Officers or Servants attending Their Persons, with the above-mentioned Duty or Payment of Four Shillings out of every Twenty Shillings by the Year, for or in respect of any Annuities or yearly Payments granted by His late Majesty, or His present Majesty, to Their said Royal Highnesses; but that such Annuities, or yearly Payments, and Their Royal Highnesses, and Their Servants for the Time being, in respect of the same, shall be free and clear from all Taxes, Impositions, and other Charges whatsoever.

nor Their Roy-
al Highnesses,
the Dukes of
Gloucester or
Cumberland,

nor the Prin-
cess Amelia.

Provided always, That this Act, or any of the several Clauses therein contained, shall not extend to charge the Pensions of any superannuated Commission or Warrant Sea-officers, or the Pensions of Widows of Sea-officers slain in the Service of the Crown; or the Revenue of the most Noble Order of the Garter; or the Pensions of the Poor Knights of Windsor, payable out of the Exchequer only;

Superannuat-
ed Sea-officers
not to pay,
&c. nor Poor
Knights of
Windsor.

only; but that the same shall not extend to lessen the Sum provided by this Act.

Residentiaries
in what Cases
not charge-
able.

And whereas the Rents and Revenues belonging to the Residentiaries of the Cathedral Churches in England and Wales are chargeable to the Land Tax granted by this present Act, and in some Cases the Overplus of the said Rents and Revenues above such Tax, Repairs, and other Charges, is to go in Shares for the Maintenance of the said Residentiaries; which Shares are diminished by the said Land Tax; it is provided and enacted, That in such Cases the said Residentiaries shall not, by this Act, or any of the Clauses therein contained, be further chargeable as enjoying Offices of Profit out of the said Rents and Revenues; any Thing herein contained to the contrary notwithstanding.

The 100*l.* per
Ann. to the
poor Clergy
of the Isle of
Man not
chargeable;

Provided, That this Act, or any of the several Clauses therein contained, shall not extend to charge a certain Pension of One hundred Pounds per Annum, granted by the late King Charles the Second to the poor Clergy of the Isle of Man.

nor Pages of
Honour.

Provided always, That nothing in this Act contained shall extend, or be construed to extend, to lay any Charge or Duty upon the Pensions or Salaries of His Majesty's Pages of Honour.

Receivers-ge-
neral to give
Notice of Fai-
lures in Pay-
ment of the
Taxes.

Provided always, and it is hereby enacted, That in case there hath been, or shall be, any Failure of raising or paying the several Sums of Money charged upon any County, City, Riding, or Place, by this or any former Acts for granting an Aid to His late Majesty King William the Third, or Her late Majesty Queen Anne, or His late Majesty King George the First, or His late Majesty King George the Second, or His present Majesty, by a Land Tax; the Receiver-general of such County, City, Riding, Division, or Place respectively, of such Tax or Assessment, or the Receiver-general to be appointed in pursuance of this Act, of the same County, Riding, Division, City, or Place, shall certify, under his Hand, to the Barons of the Court of Exchequer, the particular City, Town, Parish, or Place, where such Failure of Payment hath happened, together with the Names of
the

the Assessors and Collectors, and the several other Persons belonging to the said City, Town, Parish, or Place, charged with the said Tax; which said City, Town, Parish, or Place, or any Person or Persons charged with the said Tax within such City, Town, Parish, or Place, shall be liable to Process for such Neglect in raising and paying the same, according to the Directions of the said Act.

Provided always, That the Commissioners appointed for the County of the City of Lincoln may act as Commissioners in the Execution of this Act, or any the Powers therein contained, within the Bail and Close of Lincoln; any Thing in this Act to the contrary notwithstanding.

Commissioners for Lincoln to act in Lincoln Close;

Provided always, That the Commissioners for the County of Lincoln may act as Commissioners in the Execution of this Act, or any the Powers therein contained, within the Parish of Saint Martin Stamford Baron, in the County of Northampton, as usually; any Thing in this Act contained to the contrary notwithstanding.

and for the County, in St. Martin Stamford Baron.

Provided always, and be it further enacted by the Authority aforesaid, That there shall be provided and kept in His Majesty's Exchequer, (that is to say) in the Office of the Auditor of the Receipt, One Book of Register, in which all the Money that shall be paid into the Exchequer for the Pound-rates and Duties hereby granted shall be entered and registered apart and distinct from all other Monies paid and payable to His Majesty.

Auditor to keep a Register, &c.

And whereas divers Offices and Employments of Profit, chargeable by this Act, are executed by Deputy, and the principal Officers living in Places remote from the Division, Parish, or Place, where such Offices or Employments are taxable, the Rates and Assessments for such particular Offices and Employments cannot be recovered without great Charge and Difficulty; be it therefore enacted by the Authority aforesaid, That where any Office or Employment of Profit, chargeable by this Act, is or shall be executed by Deputy, such Deputy shall pay such Assessment as shall be charged thereon, and deduct the same out of the Profits of such Office or Employment;

Deputies to pay for Principals, and on Nonpayment liable to Distress.

ment; and in case of Refusal, or Nonpayment thereof, such Deputy shall be liable to such Distress as by this Act is prescribed against any Person having and enjoying any Office or Employment of Profit, and to all other Remedies and Penalties therein respectively contained; and that there shall be the like Remedies and Penalties for the recovering the Monies assessed upon any such Office or Employment of Profit to the Land Tax for the Year One thousand seven hundred and six, and for any subsequent Year not yet satisfied, in all Cases where the Accounts of those Years, or any of them, are not otherwise cleared in the Exchequer.

Receiver-general to give a List of Money received by him, at the Time and Place appointed.

And it is hereby enacted by the Authority aforesaid, That at every Time and Place appointed by the Commissioners for the Collectors to pay in the Monies by virtue of this Act to be paid to the Receiver-general, or his Deputy, for any County, City, Riding, Town, or Place, in England, Wales, or Berwick upon Tweed, the said Receiver-general, or his Deputy, under his Hand, shall deliver a List, or Certificate, fairly written, to such Person as the said Commissioners, or any Three or more of them, shall, under their Hands, authorize and appoint to attend then and there for that Purpose, containing the several and respective Sums of Money then and there, or before that Time, paid by the respective Collectors for each Town or Place in that Hundred or Division: And in case there shall be any Refusal or Neglect in delivering such List or Certificate as aforesaid, such Receiver-general, or his Deputy, so refusing or neglecting, shall forfeit any Sum of Money not exceeding Twenty Pounds; to be imposed by any Three or more of the said Commissioners, and to be ordered, levied, and answered into the Receipt of His Majesty's Exchequer, in such Manner as by this Act is directed, touching the Fines imposed on Assessors and Collectors, as aforesaid.

On Refusal, to forfeit any Sum not exceeding 20 l.

Collectors may keep so much Money as any Two Commissioners judge reasonable.

And be it enacted and declared by the Authority aforesaid, That where any Person or Persons, who, in pursuance of any former Act for granting an Aid to Her late Majesty Queen Anne, or His late Majesty King George the

the first, or his late Majesty King George the Second, or his present Majesty, by a Land Tax, have seized or distrained, or, in pursuance of this Act, shall seize or distrain the Goods or Chattels of any Collector, his Heirs, Executors, or Administrators, on Nonpayment of any Sum or Sums of Money which such Collector, his Heirs, Executors, or Administrators, was or shall be obliged to pay by virtue of this or any former Act, it shall and may be lawful to and for such Person or Persons making such Distress, out of the Money arising by the Sale of such Goods and Chattels, (such Sum and Sums of Money for which Distress shall or may be made being first thereof satisfied and paid), to keep in his or their Hands, to and for his and their own Use, so much Money as the Commissioners, or any Two or more of them, (who ordered or shall order such Distress) shall in their Discretion judge reasonable for making such Distress, as also for the Charges in keeping thereof, or otherwise relating thereto, rendering the Overplus (if any be) to the Owner.

And whereas some Receivers of former Land Taxes, have neglected or delayed the passing their Accounts in the Exchequer in due Time, and have, after several Years elapsed, set insuper some Counties, Divisions, or Places, for Monies which were there raised, and for the answering whereof due Proof might have been made in case such Receivers had accounted sooner, whereby several Counties, Divisions, and Places, have been put to unreasonable Charge and vexation; it is therefore hereby provided, declared, and enacted by the Authority aforesaid, That no Receiver whatsoever of any Monies granted by this Act, to be raised in England, Wales, or the Town of Berwick upon Tweed, or any Heirs, Executors, or Administrators, of such Receiver, shall, in any Accounts of the Monies wherewith such Receiver shall be chargeable, unless such Account be declared and passed in the Exchequer within Three Years at the farthest after the Twenty-fourth Day of March, One thousand seven hundred and seventy-eight, be allowed or admitted to set insuper, or charge any County, Division,

No Receiver
to return an
insuper upon
any County,
etc. after 3
Years, for
Monies in
arrear;

but the same
to be a Debt
on him and
his Securities.

Division, or Place, in England, Wales, or the Town of Berwick upon Tweed, for any Monies granted by this Act, which shall be in arrear and unpaid; but that the same shall remain a Debt upon every such Receiver, to be answered by him and his Securities, his and their Heirs, Executors, or Administrators, Lands, Tenements, Goods, and Chattels respectively; any Thing herein contained to the contrary notwithstanding.

Sheriff, on
Writs of Di-
stringas, to re-
turn Issues
after the Rate
of 5 l. per Cent.
of the Sum set
insuper;

And whereas the usual and proper Method of compelling the Payment of Sums set insuper is by Process of Distringas: And whereas divers Sheriffs, or their Under Sheriffs, or other Officers, who have had the Execution of such Process, favouring Inhabitants or Collectors, have returned Issues upon the Writs to them directed so small and inconsiderable, that in many Instances such Method of Proceeding hath been found insufficient to compel the Payment of Arrears, whereby great Loss hath happened to the Publick, and further Losses may hereafter happen by the like Proceedings, unless some Remedy be provided; for the Prevention thereof, be it enacted by the Authority aforesaid, That upon every such Writ of Distringas hereafter to be issued upon any such insuper, the Sheriffs, or other Officer to whom the same shall be directed, shall return Issues after the Rate of Five Pounds at least for every Hundred Pounds of the Sum set insuper; which Issues so returned shall be forthwith drawn down into the great Roll of the Pipe; and Process, according to the Course of the Exchequer, shall issue for levying the same, at the first general Issuing of Process, for His Majesty, His Heirs and Successors, out of and under the Seal of the said Exchequer, unless the Lord Treasurer, or Commissioners of the Treasury, or Chancellor of the Exchequer, or the Barons of the Exchequer, or any Two of them, shall, upon just Cause, think fit to order the drawing down such Issues into the Pipe, or the issuing such Process, to be respited till a further Day.

and Process to
issue there-
upon, etc.

Waterworks
in Shrewsbury
chargeable.

And be it enacted by the Authority aforesaid, That the respective Persons who have received or collected, or shall receive or collect, the yearly Profits of the Water-works within

within the Town of Shrewsbury, shall be and are hereby charged and chargeable with the Payment of the Tax that shall be assessed on the said Profits by this Act, to be levied in such Manner as other Aids and Assessments in and by this Act are directed; and the respective Persons so charged as aforesaid, and paying the same, shall be allowed the same on their Accounts by the Proprietors thereof for the Time being; any Thing herein contained to the contrary notwithstanding.

And whereas by and in pursuance of certain Clauses, which are contained in the several Acts of Parliament for Land Taxes, which passed in the Reigns of their late Majesties Queen Anne, King George the First, King George the Second, and in the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, Twelfth, Thirteenth, Fourteenth, Fifteenth, and Sixteenth Years of His present Majesty's Reign, several Parishes and Places have been discharged by the Barons of the Exchequer of certain Overplus Sums, wherewith they were respectively overburdened, by reason of double Taxes formerly charged upon them; and the like Overplus Sums are not comprehended in the Proportions by this Act charged upon the Counties, Cities, or other Places wherein the said Parishes or Places, formerly overburdened as aforesaid, were situate; it is hereby declared and enacted, That the Case so given shall accrue only to the respective Parishes or Places formerly overburdened as aforesaid, and shall not be construed or taken to lessen, abate, or discharge, any of the Sums or Proportions to be raised in any other City, Borough, Parish, Town, or Place whatsoever.

What Parishes and Places shall have the Benefit of Overplus Sums discharged.

And whereas the Sums that were assessed by virtue of the Act for the former Aid of Four Shillings in the Pound, which was made and passed in the Fourth Year of the Reign of Their late Majesties King William and Queen Mary, do not only govern the Proportions set upon every County, City, Riding, Town, or other Place, hereby charged with a certain Sum in this Act set down and expressed, but are also to regulate the Proportions thereof in every Hundred and Division respectively, towards the said Sum of One million nine hundred eighty nine thou-

Preamble; reciting that Lands formerly liable to a Double Assessment, are now possessed by Protestants, &c.

said six hundred seventy-three Pounds, Seven Shillings, and Ten-pence Farthing: And whereas, towards the Assessments which were made by virtue of the said Act of the Fourth Year of Their said late Majesties Reign, several Lands, Tenements, Rents, or other Hereditaments, of Papists, and other Persons refusing or neglecting to take the Oaths therein contained, were assessed to pay double the Rates therein expressed; and since the making those Assessments several of the said Papists, and other Persons, which were so doubly taxed, have taken the said Oaths, or their Lands are come to Protestants, whereby their Estates will be charged on this Act only to such an equal Pound-rate as is to be borne by their Protestant Neighbours; and several of the said Papists, and other Persons formerly doubly taxed as aforesaid, are since dead, or have bona fide sold their Estates, and the Estates which belonged to such Persons do now belong to Persons not liable to the said double Assessments; and by Occasion of the said former double Rates, which were on the said Papists, or Persons who have since taken the said Oaths, or whose Estates have since come to Protestants, as aforesaid, some Parishes, Townships, or other Places, may be overburdened, or charged with more than Four Shillings in the Pound, (reckoning by the Rack-rent, and utmost improved Value of their Estate), towards the said Sum of One million nine hundred eighty-nine thousand six hundred seventy-three Pounds, Seven Shillings, and Ten-pence Farthing, if a suitable Remedy be not provided; be it therefore enacted by the Authority aforesaid, That where the Lands, Tenements, Rents, or Hereditaments, of a whole Parish, Town, or Place, which shall have a Proportion to raise in pursuance of this Act, shall be charged with more than Four Shillings in the Pound upon the yearly Value thereof, (reckoning by the Rack-rents, and the highest Improvements made of such Lands, Tenements, or Hereditaments), towards the said Sum of One million nine hundred eighty-nine thousand six hundred seventy-three Pounds, Seven Shillings, and Ten-pence Farthing, by this Act granted, because

Where any Parish, &c. in consequence thereof, shall be rated at more than 4s. in the Pound,

because the Estates of Papists, and other Persons formerly doubly taxed, as aforesaid, by their taking the said Oaths, or the Estates being come to Protestants by Purchase bona fide, or the Death of such Papists, or any other Persons formerly doubly taxed, as aforesaid, are or may be liable only to a single Assessment; in all and every such Case and Cases, it shall and may be lawful to and for the Commissioners of the Hundred, Lathe, Wapentake, Rape, Ward, or other Division, in which such Parish, Town, or Place, doth lie, or any Two or more of them, and in like Manner to and for the Commissioners of any City, Borough, Port, or Town, for which Commissioners are by this Act appointed, or any Two or more of them, upon Complaint thereof to them made, for or on Behalf of the Owners or Occupiers of the Lands, Tenements, Rents, and Hereditaments, in any such City, Borough, Port, Parish, Town, or Place respectively, to examine into the Matter of such Complaint; and if they are satisfied of the Truth thereof, the said Commissioners, or any Two or more of them, are hereby required and impowered, at any Time before the Twentieth Day of September, One thousand seven hundred and seventy-eight, and not afterwards, to certify to the Barons of His Majesty's Court of Exchequer for the Time being, the Names of such Persons formerly doubly taxed, as aforesaid, and how much their double Tax did amount to, and how much the Sum charged by virtue of this Act, upon the Lands, Tenements, Rents, or Hereditaments, in such City, Borough, Port, Parish, Town, or Place, by Occasion of their Lands being now liable to a single Assessment, as aforesaid, doth exceed Four Shillings in the Pound of the full and true yearly Value thereof: And the said Barons of the Exchequer, or any Two or more of them, are hereby authorized and required to enquire and inform themselves, by the Oaths of Two credible Witnesses at least, concerning the Truth of the said Certificates; and in all Cases where they shall be satisfied therein, the said Barons, or any Two or more of them, have hereby Power, by their Discretions, at any Time before the last Day of November, One thousand seven hundred and seventy-

Commissioners, on Complaint, to examine into the Truth thereof,

and to certify the same to the Barons of the Exchequer, before 29 Sept. 1778;

who are to discharge the Overplus before the last Day of Nov. 1778.

venty-eight, to discharge, or cause to be discharged, the Overplus, or so much of the Sum by this Act charged or chargeable upon such City, Borough, Town, Parish, or Place, towards the said Sum of One million nine hundred eighty-nine thousand six hundred seventy-three Pounds, Seven Shillings, and Ten-pence farthing, as shall, by the Occasions aforesaid, exceed the Rate of Four Shillings in the Pound; and the said Overplus shall or may be discharged upon the Duplicates to be returned for such City, Borough, Town, Port, Parish, or Place respectively, and shall be allowed upon the Account of the respective Receivers-general; and the Inhabitants of every such City, Borough, Port, Parish, Town, or Place, shall be acquitted against His Majesty, His Heirs and Successors, for and touching the Payment of such Overplus-monies so discharged, or ordered to be discharged, by the Barons of the Exchequer, or any Two or more of them, as aforesaid, any Thing herein contained to the contrary notwithstanding; and that such Parish, Town, Port, or Place, so discharged by the Barons, and no others, shall have the Benefit of the Sums so discharged by this Act; and no other Officer, or Deputy, or Clerk whatsoever, shall take any Fee, Reward, or Gratuity, for or upon account of such Discharge:

Certificates of the Sums discharged to be produced to the Commissioners at their next Meeting.

Which said respective Certificate or Certificates, or a true Copy or Copies thereof, whereby the said Parish or Parishes, Place or Places, have been discharged by the said Barons of the Exchequer of such Overplus Sums, shall be produced by the Persons claiming the Benefit thereof to the Commissioners of the Land Tax, at their next General Meeting, to ascertain the Proportion on each Division, after such Certificate or Certificates have been obtained.

Commissioners may summon Collectors, who have converted Land-Tax Monies to their own Use,

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Commissioners who shall have Power to execute this present Act, within any hundred, Division, Parish, or Place respectively, (other than such Commissioners as have been Collectors of any Land Tax there) or the major Part of them who shall be present at any publick Meeting or Meetings

Meetings for this Purpose, at their usual Place of Meeting for such Hundred, Division, Parish, or Place respectively, to issue their Precept or Precepts to all and every such Collector or Collectors who are or shall be suspected by such Commissioners, or the major Part of them then present, to have received or levied any Sum or Sums of Money within any Parish or Township, by or under Colour or Pretext of any Act or Acts of Parliament, which at any Time or Times within Seven Years next before the Beginning of this Session of Parliament have been made or passed, for granting to his late Majesty, or his present Majesty, by a Land Tax or Land Taxes, jointly with any other Tax or Taxes in such Act or Acts comprehended, and to have converted the same fraudulently to his and their own Use and Uses; and if such Collector or Collectors be dead, then to issue such Precept to their Heirs, Executors, or Administrators respectively, thereby requiring all and every such Collector or Collectors, their Heirs, Executors, or Administrators, to appear before the said Commissioners, at the Time and Place in such Precept or Precepts to be prefixed: And upon their or any of their Appearances, or making Default, (after Summons delivered to them, or left at the usual Places of their Abode respectively,) the said Commissioners, in their respective Divisions or Districts, or the major Part of them which shall be present at any Meeting or Meetings in this Behalf, as aforesaid, shall and have hereby Power to enquire, by Examination of Witnesses upon Oath, or any other lawful Ways or Means by which the Truth may be best known, and to determine what Sum or Sums of Money the said Collectors, or any of them, did receive or levy, or fraudulently convert to their own Use or Uses, as aforesaid; and thereupon to issue their Warrants and Orders, requiring all and every such Collector or Collectors, their Heirs, Executors, and Administrators respectively, in whose Hands the said Commissioners, or the major Part of them, shall find any such Money to be remaining, or who shall be chargeable therewith respectively, to pay the same to his Majesty's Use, in Manner following; (that is to say), In case there be

or their Heirs,
&c.

and, on Examination, may issue their Warrants for paying such Monies to his Majesty's Use.

X

any

any Deficiency remaining upon any such Parish or Township, of the Quota or Proportion charged thereupon to the Tax imposed by the Act or Acts, whereby or by Colour whereof the Money found, as aforesaid, was collected or levied, then every such Deficiency shall be satisfied, in the first Place, out of the Monies so to be recovered, or the same Monies, so far as they will extend, shall be applied for or towards the making good of every such Deficiency respectively; and in all Cases where there is no Deficiency upon any such Parish or Township, or there shall be an Overplus more than sufficient to discharge any such Deficiency, the said Commissioners, or the major Part of them, shall, by their said Order, require the said Money so found, or the Overplus thereof, to be paid by the said respective Collectors, their Heirs, Executors, or Administrators, to the Receiver-general, towards discharging so much of the Proportions to be charged on such Parish or Township, by virtue of this present Act.

The Payments made according to the Commissioners Warrants, &c. shall be Discharges to the Collectors, or their Heirs, &c.

And it is hereby declared and enacted, That such Payments, so to be made in pursuance of the said Orders or Warrants of the said Commissioners, or the major Part of them, as aforesaid, shall be good and sufficient Discharges to the said Collectors, their Heirs, Executors, and Administrators respectively, against His Majesty, His Heirs and Successors, and all other Persons whatsoever.

Collectors not paying may be imprisoned, and their Estates seized and sold.

And it is hereby declared and enacted by the Authority aforesaid, That if any such Collector as aforesaid shall neglect or refuse to pay any Sum or Sums of Money, according to such Order of the said Commissioners, as aforesaid, within the Time or Times by such Order or Orders to be limited; the said Commissioners for each Hundred, Parish, or Place, or any Two or more of them, in their respective Divisions or Districts, are hereby authorized and impowered to imprison the Person of every such Collector, till he makes Payment of the said Money; and to seize and secure the Estate, as well Freehold as Copyhold, and all other Estate, both Real and Personal, of such Collector, to him belonging, or which shall descend or come into the Hands or Possession of his Heirs,

Heirs, Executors, or Administrators, wheresoever the same can be discovered or found; and the said Commissioners, who shall so seize and secure the Estate of any such Collector or Collectors, shall be and are hereby empowered to appoint a Time for a General Meeting of the said Commissioners for such Hundred, Division, Parish, or Place; and to cause publick Notice to be given of the Place where such Meeting shall be appointed, Six Days at least before such Meeting; and the Commissioners present at such Meeting, or the major Part of them; (in case the Monies detained be not paid and satisfied as it ought to be, according to the Directions of this Act), shall and are hereby empowered and required to sell and dispose of all such Estates which shall be for the Cause aforesaid seized and secured, or any Part thereof, and out of the Monies arising by such Sale to satisfy and pay (in Manner prescribed by this Act) the Sum which shall be detained in the Hands of such Collector or Collectors, their Heirs, Executors, and Administrators respectively, with the Charges of recovering, raising, and paying, the same; and the Overplus (if any be) to be restored to such Person as owned the said Estate before the Sale thereof; any former Act or Acts of Parliament, or other Matter or Thing, to the contrary notwithstanding.

And whereas several Arrears of Land Taxes, granted by former Acts of Parliament, do still remain unsatisfied, which ought to have been levied, assessed, or re-assessed, by the respective Commissioners in such Acts named or appointed, some of which being since dead, or removed to distant Places; it is hereby declared and enacted by the Authority aforesaid, That the Commissioners by this Act named and appointed, or so many of them as are hereby empowered to cause the Monies by this Act granted to be assessed or raised, shall, and they are hereby empowered to cause the Monies so in arrear upon the said Land Taxes to be assessed, re-assessed, levied, and answered, as fully and effectually as any Commissioners appointed by former Acts might have done in that Behalf; and the said Assessors, Collectors, and Receivers shall respectively assess, re-assess, levy, receive, and answer, the several Arrears,

Arrears of
former Land
Taxes to be
levied by the
present Com-
missioners.

Arrears, in such Manner, and under such Penalties, and by such Means, and as fully and effectually, as in this Act they are impowered and required, with respect to the several Sums by this Act charged.

No Receiver-general, or his Agents, may sue the Hundred for a Robbery, unless the Persons carrying the Money be Three in Company.

And be it further enacted by the Authority aforesaid, That no Receiver-general of any of the Taxes by this Act granted, or any of his Agent or Agents, Servant or Servants, by him employed for the carrying any of the Monies to be received for or on account of the said Taxes, shall maintain any Action or Actions against any Hundred or hundreds in that Part of Great Britain called England, for or upon account of his or their being robbed on the King's Highway of any of the said Monies, unless the Person or Persons carrying such Monies shall, at the Time of such Robbery, be together in Company, and be in Number Three at the least, to attest the Truth of his or their being so robbed; any Law, Statute, or Provision, to the contrary thereof in anywise notwithstanding.

Tolls or Duties on Turnpikes not chargeable by this or any former Act.

And whereas by virtue of several Acts of Parliament specially made, or to be made, for the better repairing of certain publick Roads, Turnpikes have been or may be set up, and Tolls or Duties taken for repairing the said Roads, it is hereby provided and declared by the Authority aforesaid, That such Tolls and Duties are not and shall not be liable to be rated or taxed towards the Aid granted by this Act, or towards any Aid granted by any former Act for a Land Tax; and that the several Officers and Persons employed, or to be employed, in collecting such Tolls, and repairing such Roads, shall not be liable to be taxed or rated in any Manner whatsoever, by reason of their said Offices or Employments, or any Salary arising thereby; this Act, or any other Law or Statute, to the contrary notwithstanding.

Commissioners may, before Sept. 29, 1778, summon Assessors, who have not charged their Estates since 6 May, 1717.

And be it further enacted by the Authority aforesaid, That where the Commissioners appointed to execute this present Act in any County, Division, Hundred, Riding, City, Town, or Place, or any Five or more of them, shall have good Reason to suspect that the Assessors ap-
pointed

pointed for any Parish or Place, pursuant to any Act or Acts of Parliament for granting an Aid or Aids to the Crown by a Land Tax or Land Taxes, have, in Fraud of any Parish or Place for which they are Assessors, since the Sixth Day of May, One thousand seven hundred and seventeen, been omitted to be charged or assessed for any of their own Estates, which ought to have been charged or assessed by such Land Tax or Land Taxes, it shall be lawful for such Commissioners for such County, Division, Hundred, City, Riding, Town, or Place respectively, or any Five or more of them, and they are hereby authorised and required, at such convenient Time or Times before the Twenty-ninth Day of September, which shall be in the Year of our Lord One thousand seven hundred and seventy-eight, to summon and call before them the Assessors for the Time being since the said Sixth Day of May, One thousand seven hundred and seventeen, for such Parishes and Places respectively, and to examine such Assessors, or any of them, or any other Person or Persons, upon Oath, (which Oath or Oaths the said Commissioners are hereby impowered and required to administer), for Discovery or Proof of any such Fraud or Omission since the said Sixth Day of May, One thousand seven hundred and seventeen; and as the said Commissioners, or the major Part of them present, shall find the Case to be, they shall compute the Wrong which any such Parish or Place hath sustained by reason or occasion of any such Fraud or Omission, and shall award Satisfaction to be made accordingly to such Parishes or Places respectively, by the respective Assessors whose Estates have been so omitted to be charged or assessed, as aforesaid; and the said Commissioners shall, by Warrant or Warrants under their Hands and Seals, cause the Sum or Sums so awarded to be levied upon the Persons, or the Executors or Administrators of the Persons respectively, who have been so omitted to be charged or assessed, as aforesaid, and upon their Goods and Chattels respectively; all which Sums so to be levied shall be paid into the Hands of the Collectors of the Land Tax to be appointed pursuant to this Act for such respective Parishes and Places,

and examine
them upon
Oath,

and award Sa-
tisfaction,

to be levied
upon the Per-
sons omitted,
&c.

and paid to the
Collectors.

Places, to the End the said Parishes and Places respectively may have the Benefit thereof, and may be eased accordingly in their Proportion to this present Aid, or to the next Aid or Aids which shall be granted to His Majesty, His Heirs and Successors, by a Land Tax: Provided nevertheless, That the Quota of the Aid granted to His Majesty shall not be lessened for any such Parish or Place.

Commissioners, etc. to distinguish and set down the gross Sums assessed for double Taxes, to be transmitted in the Exchequer.

And be it further enacted by the Authority aforesaid, That such Commissioners as are by this Act required to transmit, or cause to be transmitted, the above-mentioned Schedules or Duplicates in the King's Remembrancer's Office of the Exchequer, or any Three or more of them, shall, and they are hereby required, in every such Schedule or Duplicate, to distinguish and set down, or cause to be distinguished and set down, the gross Sum which shall be assessed, charged, or payable, in every Hundred or Division respectively, by virtue of this Act, for double Taxes, so that it may be known how much the double Taxes arising by this Act do or will amount to in every Hundred and Division where any such shall be.

Assessments on the Town of Cambridge to be raised on Manors, etc.

and on Fishings, etc. on the River Cam.

Provided always, and be it further enacted by the Authority aforesaid, That the Sum appointed by this Act to be raised by the Town of Cambridge, shall be raised and levied by rating all Manors, Messuages, Lands, and Tenements, Woods, Underwoods, Coppices, Fishings, Locks, Weirs, and Sluices, upon the River Cam *alias* Grant, Tithes, Tolls, Markets, Fairs, Booths, Stalls, and Standings, in such Fairs and Markets, and the Rents and Profits of the same, and all other Hereditaments, of what Nature or Kind soever they be, situate, lying and being, happening or arising, in the said Town, or within the Bounds, Limits, and Precincts thereof; and also all Estates in Goods, Wares, Merchandises, and other Chattels and Personal Estates whatsoever, belonging to the said Town, or any the Members of the same, except only such Personal Estate as in this Act before is excepted.

On whom and when, yearly Assessments on Fairs, etc. may be collected.

And whereas Fairs are usually held for some short Time in the Year only, by Means whereof it may be impossible to levy the Proportions to be assessed by virtue

of

of this Act on the Fairs to be held within the said Town, or Limits thereof, by such quarterly Payments as by this Act is directed to be done in other Cases; be it further enacted by the Authority aforesaid, That the Collectors to be appointed by virtue of this Act for levying and collecting the said Rates and Taxes, shall demand the entire Sum which shall be assessed for the whole Year on such Fairs, and the Booths, Stalls, and Standings in the same, from the Parties themselves, who shall set to Sale any Goods or Merchandises in the said Fairs, Booths, Stalls, or Standings, or otherwise occupy the same, if they can be found, or else upon the Premises charged with such Assessments, at any Time within Seven Days after the first proclaiming of such Fair or Fairs; and in Default of Payment thereof, shall levy the Sum assessed by Distress and Sale of all the Goods and Chattels that shall be found in the said Booths, Stalls, or Standings, in such Manner as is herein directed to be done in other Cases.

Distresses on Default of Payment, how to be levied.

And it is hereby enacted and declared, That the said Collectors shall have all such Powers of making such Distress as is hereby given to Collectors in other Cases; and the several and respective Tenants of all such Booths, Stalls, and Standings, which shall be rated by virtue of this Act, are hereby required and authorized to pay such Sum or Sums of Money as shall be rated thereon, and to deduct the same out of the Rent payable for such Booths to their respective Landlords.

Tenants of Booths, etc. to pay the Rates, and deduct them out of their Rents, etc.

And be it further enacted by the Authority aforesaid, That the Sum of Forty-seven thousand nine hundred fifty-four Pounds, One Shilling, and Two-pence, by this Act granted, shall be raised and levied in that Part of Great Britain called Scotland, by an Eight Months Cess of Five thousand nine hundred ninety-four Pounds, Five Shillings, and One Penny Three Farthings, of lawful Money of Great Britain, for every Month; the said Cess to be raised out of the Land Rent of Scotland, according to the monthly Proportions, within the respective Shires, Stewartries, Cities, and Boroughs herein after expressed; (that is to say)

47,954*l.* 1*s.* 2*d.* to be raised in Scotland, by an 8 Months Cess of 5,994*l.* 5*s.* 1*d.* 3*q.* per *Mensem*;

Within the Sheriffdom of Edinburgh, the monthly Sum of Two hundred sixty-four pounds, thirteen shillings, and three-pence, of lawful Money of Great Britain.

Within the Sheriffdom of Haddington, the monthly Sum of Two hundred thirty-one pounds, six shillings, and three-pence three farthings, of like Money.

Within the Sheriffdom of Berwick, the monthly Sum of Two hundred thirty-three pounds, seventeen shillings, and five-pence halfpenny, of like Money.

Within the Sheriffdom of Roxburgh, the monthly Sum of Three hundred and six pounds, ten shillings, and five-pence farthing, of like Money.

Within the Sheriffdom of Selkirk, the monthly Sum of Seventy-five pounds, three shillings, and ten-pence farthing, of like Money.

Within the Sheriffdom of Peebles, the monthly Sum of Eighty-six pounds, thirteen shillings, and two-pence three farthings, of like Money.

Within the Sheriffdom of Lanerk, the monthly Sum of Two hundred fifty-seven pounds, and seven-pence halfpenny, of like Money.

Within the Sheriffdom of Dumfries, the monthly Sum of Two hundred twenty-five pounds, ten shillings, and nine-pence farthing, of like Money.

Within the Sheriffdom of Wigtown, the monthly Sum of Eighty-three pounds, ten shillings, and seven-pence three farthings, of like Money.

Within the Stewartry of Kirkcudbright, the monthly Sum of One hundred thirty-nine pounds, four shillings, and three-pence halfpenny, of like Money.

Within the Sheriffdom of Air, the monthly Sum of Three hundred twenty-one pounds, fifteen shillings, and four-pence three farthings, of like Money.

Within the Sheriffdom of Dumbarton, the monthly Sum of Sixty-three pounds, eleven shillings, and one penny three farthings, of like Money.

Within the Sheriffdom of Bute, the monthly Sum of Twenty-five pounds, ten shillings, and ten-pence farthing, of like Money.

Within the Sheriffdom of Renfrew, the monthly Sum of One hundred and twelve pounds, ten shillings, and two-pence halfpenny, of like Money.

Within the Sheriffdom of Striveling, the monthly Sum of One hundred forty-five pounds, sixteen shillings, and eleven-pence halfpenny, of like Money.

Within the Sheriffdom of Linlithgow, the monthly Sum of Ninety-seven pounds, five shillings, and two-pence three farthings, of like Money.

Within the Sheriffdom of Perth, the monthly Sum of Four hundred eighteen pounds, eighteen shillings, and two-pence halfpenny, of like Money.

Within the Sheriffdom of Kincardine, the monthly Sum of Eighty-one pounds, sixteen shillings, and one penny three farthings, of like Money.

Within the Sheriffdom of Aberdeen, the monthly Sum of Three hundred thirty-nine pounds, and eight shillings, of like Money.

Within the Sheriffdom of Inverness, the monthly Sum of One hundred pounds, sixteen shillings, and eleven-pence halfpenny, of like Money.

Within the Sheriffdom of Ross, the monthly Sum of One hundred fourteen pounds, eleven shillings, and one penny three farthings, of like Money.

Within the Sheriffdom of Nairn, the monthly Sum of Twenty-three Pounds, one shilling, and ten-pence halfpenny, of like Money.

Within the Sheriffdom of Cromarty, the monthly Sum of Five Pounds, thirteen shillings, and five-pence three farthings, of like Money.

Within the Sheriffdom of Argyll, the monthly Sum of One hundred sixty-one pounds, eighteen shillings, and five-pence, of like Money.

Within the Sheriffdom of Fife and Kinross, the monthly Sum of Four hundred thirty pounds, and one penny halfpenny, of like Money.

Within the Sheriffdom of Forfar, the monthly Sum of Two hundred seventy-two pounds, three shillings, and seven-pence three farthings, of like Money.

Within the Sheriffdom of Banff, the monthly Sum of Ninety-five pounds, twelve shillings, and seven-pence, of like Money.

Within the Sheriffdom of Sutherland, the monthly Sum of Twenty-seven pounds, eighteen shillings, and eight-pence halfpenny, of like Money.

Within the Sheriffdom of Caithness, the monthly Sum of Forty-nine pounds, sixteen shillings, and five-pence farthing, of like Money.

Within the Sheriffdom of Elgin, the monthly Sum of Eighty-eight pounds, one shilling, and three-pence, of like Money.

Within the Sheriffdom of Orkney and Zetland, the monthly Sum of Ninety pounds, nine shillings, and eleven-pence three farthings, of like Money.

Within the Sheriffdom of Clackmannan, the monthly Sum of Twenty-nine pounds, five shillings, and eleven-pence farthing, of like Money.

Within the City of Edinburgh, the monthly Sum of Three hundred thirty-two pounds, eleven shillings, and three-pence, of like Money.

Within the Burgh of Perth, the monthly Sum of Thirty-eight pounds, eight shillings, and three-pence, of like Money.

Within the Burgh of Dundee, the monthly Sum of Sixty pounds, seventeen shillings, and two-pence, of like Money.

Within the Burgh of Aberdeen, the monthly Sum of Sixty-six pounds, sixteen shillings, and eleven-pence, of like Money.

Within the Burgh of Striveling, the monthly Sum of Seventeen pounds, nineteen shillings, and one penny three farthings, of like Money.

Within the Burgh of Linlithgow, the monthly Sum of Sixteen pounds, nineteen shillings, and two-pence halfpenny, of like Money.

Within the City of Saint Andrew, the monthly Sum of Fourteen pounds, and sixteen shillings, of like Money.

Within

Within the City of Glasgow, the monthly Sum of One hundred nineteen pounds, and fifteen shillings, of like Money.

Within the Burgh of Air, the monthly Sum of Seventeen pounds, five shillings, and nine-pence three farthings, of like Money.

Within the Burgh of Haddington, the monthly Sum of Seventeen pounds, nineteen shillings, and one penny three farthings, of like Money.

Within the Burgh of Dysart, the monthly Sum of Seven pounds, nineteen shillings, and seven-pence half-penny, of like Money.

Within the Burgh of Kirkaldie, the monthly Sum of Twenty-two pounds, eighteen shillings, and eleven-pence farthing, of like Money.

Within the Burgh of Montrose, the monthly Sum of Eighteen pounds, nineteen shillings, and one penny farthing, of like Money.

Within the Burgh of Cowper, the monthly Sum of Nine pounds, nineteen shillings, and sixpence halfpenny, of like Money.

Within the Burgh of Anstruther Easter, the monthly Sum of One pound, nineteen shillings, and ten-pence three farthings, of like Money.

Within the Burgh of Dumfries, the monthly Sum of Sixteen pounds, twelve shillings, and sixpence three farthings, of like Money.

Within the Burgh of Inverness, the monthly Sum of Seventeen pounds, nineteen shillings, and one penny three farthings, of like Money.

Within the Burgh of Brunt Island, the monthly Sum of Nineteen pounds, fifteen shillings, and eight-pence three farthings, of like Money.

Within the Burgh of Innerkeithing, the monthly Sum of Three pounds, nineteen shillings, and nine-pence half-penny, of like Money.

Within the Burgh of Kinghorn, the monthly Sum of Four pounds, nine shillings, and nine-pence halfpenny, of like Money.

Within the Burgh of Brechin, the monthly Sum of Five pounds, seven shillings, and nine-pence, of like Money.

Within the Burgh of Irwin, the monthly Sum of Eight pounds, nineteen shillings, and seven-pence, of like Money.

Within the Burgh of Jedburgh, the monthly Sum of Eight pounds, nineteen shillings, and seven-pence, of like Money.

Within the Burgh of Kirkcudbright, the monthly Sum of Seven pounds, nineteen shillings, and seven-pence halfpenny, of like Money.

Within the Burgh of Wigtown, the monthly Sum of Six pounds, nineteen shillings, and eight-pence, of like Money.

Within the Burgh of Pattenweem, the monthly Sum of Six pounds, thirteen shillings, and one farthing, of like Money.

Within the Burgh of Dumfermling, the monthly Sum of Seven pounds, nineteen shillings, and seven-pence halfpenny, of like Money.

Within the Burgh of Anstruther Wester, the monthly Sum of Two pounds, nine shillings, and ten-pence, of like Money.

Within the Burgh of Selkirk, the monthly Sum of Six pounds, thirteen shillings, and one farthing, of like Money.

Within the Burgh of Dumbarton, the monthly Sum of Four pounds, nineteen shillings, and sixpence halfpenny, of like Money.

Within the Burgh of Renfrew, the monthly Sum of Three pounds, nineteen shillings, and nine-pence halfpenny, of like Money.

Within the Burgh of Dunbar, the monthly Sum of Five pounds, nineteen shillings, and eight-pence farthing, of like Money.

Within the Burgh of Lanerk, the monthly Sum of Five pounds, nineteen shillings, and eight-pence farthing, of like Money.

Within the Burgh of Aberbrothock, the monthly Sum of Four pounds, nine shillings, and nine-pence halfpenny, of like Money.

Within the Burgh of Elgin, the monthly Sum of Nine pounds, nineteen shillings, and sixpence halfpenny, of like Money.

Within the Burgh of Peebles, the monthly Sum of Five pounds, nineteen shillings, and eight-pence halfpenny, of like Money.

Within the Burgh of Craile, the monthly Sum of Eight pounds, nineteen shillings, and seven-pence, of like Money.

Within the Burgh of Tayne, the monthly Sum of Three pounds, nine shillings, and nine-pence three farthings, of like Money.

Within the Burgh of Culross, the monthly Sum of Three pounds, nineteen shillings, and nine-pence halfpenny, of like Money.

Within the Burgh of Bamff, the monthly Sum of Three pounds, nineteen shillings, and nine-pence halfpenny, of like Money.

Within the Burgh of Whithorn, the monthly Sum of Nineteen shillings, and eleven-pence farthing, of like Money.

Within the Burgh of Forfar, the monthly Sum of One pound, nineteen shillings, and ten-pence three farthings, of like Money.

Within the Burgh of Rothesay, the monthly Sum of Two pounds, nineteen shillings, and ten-pence, of like Money.

Within the Burgh of Nairn, the monthly Sum of One pound, nine shillings, and eleven-pence, of like Money.

Within the Burgh of Forres, the monthly Sum of Two pounds, nine shillings, and ten-pence, of like Money.

Within the Burgh of Rutherglen, the monthly Sum of One pound, nine shillings, and eleven-pence, of like Money.

Within the Burgh of North Berwick, the monthly Sum of Nine shillings, and eleven-pence three farthings, of like Money.

Within the Burgh of Cullen, the monthly Sum of Nineteen shillings, and eleven-pence farthing, of like Money.

Within the Burgh of Lawder, the monthly Sum of Two pounds, nineteen shillings, and ten-pence, of like Money.

Within the Burgh of Kintore, the monthly Sum of Nineteen shillings, and eleven-pence farthing, of like Money.

Within the Burgh of Kilreny, the monthly Sum of Nineteen shillings, and eleven-pence farthing, of like Money.

Within the Burgh of Annand, the monthly Sum of Nineteen shillings, and eleven-pence farthing, of like Money.

Within the Burgh of Lochmaben, the monthly Sum of Nineteen shillings, and eleven-pence farthing, of like Money.

Within the Burgh of Sanquhar, the monthly Sum of Nineteen shillings, and eleven-pence farthing, of like Money.

Within the Burgh of New Galloway, the monthly Sum of Nine shillings, and eleven-pence three farthings, of like Money.

Within the Burgh of Dingwall, the monthly Sum of Nineteen shillings, and eleven-pence farthing, of like Money.

Within the Burgh of Dornock, the monthly Sum of One pound, nine shillings, and eleven-pence three farthings, of like Money.

Within the Burgh of Queensferry, the monthly Sum of Four pounds, nineteen shillings, and nine-pence, of like Money.

Within the Burgh of Fortrose, the monthly Sum of Two pounds, nine shillings, and ten-pence halfpenny, of like Money.

Within the Burgh of Inverury, the monthly Sum of One pound, nine shillings, and eleven-pence three farthings, of like Money.

Within the Burgh of Weike, the monthly Sum of One pound, thirteen shillings, and three-pence, of like Money.

Within the Burgh of Innerbervy, the monthly Sum of Nine shillings, and eleven-pence three farthings, of like Money.

Within the Burgh of Kirkwall, the monthly Sum of Four pounds, nineteen shillings, and nine-pence, of like Money.

Within the Burghs of Straenraver and Cambleton, the monthly Sum of Two pounds, nine shillings, and ten-pence halfpenny, of like Money.

Provided always, That the Proportion of the said Boroughs in Scotland be rated and paid as their Tax Roll now is, or shall be settled by themselves; any Thing in this Act contained to the contrary notwithstanding.

to be rated as
the Tax Roll
now is, or
shall be settled
by themselves.

And it is hereby enacted, That the said new Supply in Scotland is to be paid at the Terms following; that is to say, The Sum of Eleven thousand nine hundred eighty-eight pounds, ten shillings, and three-pence halfpenny, of lawful Money of Great Britain, for the First Two Months Cess, shall be payable on or before the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight; and the like Sum of Eleven thousand nine hundred eighty-eight pounds, ten shillings, and three-pence halfpenny, of like Money, as the Second Two Months Cess, on or before the Twenty-ninth Day of September, One thousand seven hundred and seventy-eight; and the like Sum of Eleven thousand nine hundred eighty-eight pounds, ten shillings, and three-pence halfpenny, of like Money, as the Third Two Months Cess, on or before the Twenty-fifth Day of December, One thousand seven hundred and seventy-eight; and the like Sum of Eleven thousand nine hundred eighty-eight pounds, ten shillings, and three-pence halfpenny, of like Money, as the re-
maining

The First Two
Months Cess
to be paid by
June 24, 1778;

Second, Sept.
29, 1778;

Third, Dec.
25, 1778;

Fourth, March
25, 1779.

maining Two Months Cels, on or before the Twentieth Day of March, One thousand seven hundred and seventy-nine.

Commission-
ers for putting
this Act in
Execution in
Scotland:

And be it further enacted by the Authority aforesaid, That all and every the Person and Persons who in and by the said Act of Parliament, made and passed in the Fifteenth Year of His Majesty's Reign, (intituled, An Act for appointing Commissioners for putting in Execution an Act of this Session of Parliament, intituled, *An Act for granting an Aid to His Majesty by a Land Tax, to be raised in Great Britain, for the Service of the Year One thousand seven hundred and seventy-five*) and by One other Act of Parliament, made and passed in the Sixteenth Year of His Majesty's Reign, (intituled, An Act for rectifying Mistakes in the Names of several of the Commissioners appointed by an Act, made in the last Session of Parliament, to put in Execution an Act made in the same Session, intituled, *An Act for granting an Aid to His Majesty by a Land Tax, to be raised in Great Britain, for the Service of the Year One thousand seven hundred and seventy-five*; and for appointing other Commissioners, together with those named in the first mentioned Act, to put in Execution an Act of this Session of Parliament, for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-six); or by any or either of those Acts were named, appointed, or authorised, to be Commissioners for putting in Execution the same Acts, within the several Shires or Stewartries of Scotland, or such of them who have qualified or shall qualify themselves according to the Laws of Scotland in that Behalf, shall, together with any other Persons that may be appointed by any Act to be made in this Session of Parliament, be Commissioners for ordering, raising, and levying, the Supplies in Scotland by this Act granted, in and for the same Shires and Stewartries respectively; which said Commissioners shall put in Execution this present Act, and the Powers therein contained, within and for the same Shires and Stewartries respectively, and the said Commissioners have
hereby

hereby Power to chuse their own Clerk, and to do every Thing concerning the said Supply, as is prescribed and appointed by the Cess Act of the Sixth of November, One thousand seven hundred and six, and other Acts made in any former Parliament in Scotland, to which the said Act of the Sixth of November, One thousand seven hundred and six, doth relate, holding the same as if herein repeated.

And it is hereby further enacted, That Execution shall be done in Scotland for bringing in the said Supply, to be raised there, as is provided by the same Acts in all Points not altered by this Act; and that the First Meeting of the said Commissioners of Shires in Scotland shall be at the respective Head Burghs thereof the Thirtieth Day of April, One thousand seven hundred and seventy-eight; and that the Sheriffs and Stewards, or their Deputies, do intimate the same to the said Commissioners of their Shires and Stewartries, with Power to the said Commissioners to appoint the subsequent Diets of their Meetings, and their Conveners, from Time to Time, and also to appoint Collectors, with such Caution as they shall think fit.

And Execution to be done as by the said Acts.

First Meeting to be at the Head Burghs on 30 April, 1778.

And be it further enacted by the Authority aforesaid, That all Clauses contained in former Acts of Parliament of Scotland, and Convention of Estates there, in relation to the bringing in of the Cess, and Quartering, and touching Riding Honeys, shall stand in full Force, as to the Supply now imposed upon Scotland, as if they were herein expressed, and as they were observed before the making of this Act.

All Clauses in former Acts relating to the bringing in the Cess, &c. to be in full Force.

And it is hereby declared, That no Person, whether Peretor or Collector, liable in Payment of the said Supply to be raised in Scotland, shall be holden to produce the Receipts and Discharges of the same after Three Years from the respective Terms of Payment, unless Diligence be done therefore by Denunciation within the said Three Years; in which Case of Diligence by Denunciation, One Year farther is only added to the said Three Years; and none shall be holden to produce their Receipts or Discharges thereafter.

No Persons in Scotland holden to produce their Receipts after Three Years.

Debtor owing
Money in
Scotland at 6
per Cent. to re-
tain a 6th Part
of 6 per Cent.
from 11 Nov.
1777, to 11
Nov. 1778.

And because by the Supply hereby granted to be raised in Scotland, the Lands, Rents, and Burghs there, are only burthened; and it being reasonable that the Personal Estates in Money shall bear some proportional Burthen; be it further enacted by the Authority aforesaid, That every Debtor owing Money in Scotland, at Six Pounds per Centum Interest, shall, in the Payment of his annual Rents, have Retention in his own Hands of a Sixth Part of Six per Centum, and this Retention to be from the Eleventh Day of November, One thousand seven hundred and seventy-seven, to the Eleventh Day of November, One thousand seven hundred and seventy-eight; and it is hereby declared, That it shall be Usury for any Creditor to refuse to grant the said Retention there.

47,954 *l.* 15.
2 *d.* to be
raised free of
all Charges,

and to be paid
at *Edinburgh*.

And it is hereby declared and enacted by the Authority aforesaid, That the said Sum of Forty-seven thousand nine hundred fifty-four Pounds, One Shilling, and Two-pence, shall be raised in Scotland, in the respective Shires, Stewartries, Cities, and Boroughs, free of all Charges to His Majesty; and shall, in like Manner, be paid at the City of Edinburgh, to such Person or Persons as the Commissioners of the Treasury, or the High Treasurer of Great Britain for the Time being, shall constitute and appoint to be Receiver-general or Receivers thereof for His Majesty's Use; which said General Receiver or Receivers shall be answerable and accountable for the same to His Majesty in the Exchequer.

No Person to
be a Commis-
sioner of the
Land Tax in
Scotland who
is not enfeoff
of 100 *l.* Scots
per Ann. real
Rent, in the
County where
he acts.

Provided nevertheless, That no Person appointed by this Act to be a Commissioner for executing the several Powers and Things herein enacted, within any County or Stewartry in that Part of Great Britain called Scotland, shall be enabled or capable to be a Commissioner of the Land Tax, or for executing the several Powers and Things herein enacted, who is not enfeoff in Superiority or Property, or possessed as Proprietor or Liferenter of Lands, valued in the Tax Roll of the County or Stewartry where he acts, to the Extent of One hundred Pounds Scots per Annum, excepting the eldest Sons and Heirs-apparent of Persons who are so enfeoff of Lands to the Extent and of the Valuation aforesaid; and that every

Exception.

every Person who shall take upon him to act as a Commissioner for executing any of the Powers or Things in this Act contained, within any County or Stewartry in Scotland, without being enfeoffed in Superiority or Property, or in the Possession of Lands in such County or Stewartry, of the aforesaid Value or Extent, or without being eldest Son and Heir-apparent of a Person so enfeoffed, or in Possession, shall forfeit the Sum of Twenty Pounds Sterling for every such acting; to be recovered by Action, Complaint, or Petition, in a summary Way, at the Suit of any Heretor within the said County or Stewartry, before the County or Stewart Court, or before the Lords of Session in Scotland; and that in case of any such Suit or Complaint entered before any of the Courts aforesaid, the Person complained of shall be obliged to prove that he is enfeoffed, or in Possession, or is Son and Heir-apparent of a Person so enfeoffed or in Possession of an Estate in Superiority or Property, within the County where he hath taken upon him to act, of the aforesaid Value or Extent, or otherwise shall forfeit the said Penalty of Twenty Pounds Sterling, without any Proof or Evidence to be brought on the Plaintiff's Part, other than that the Person complained of hath taken upon him to act as a Commissioner for executing the several Powers and Things in this Act contained.

Provided always, That all and every Person appointed by this Act to be a Commissioner for executing the several Powers and Things herein enacted, in that Part of Great Britain called Scotland, shall, before his acting as a Commissioner in the Execution of this Act, or any the Powers therein contained, take and subscribe the Oaths of Allegiance and Abjuration, and subscribe the Assurance appointed by Law to be taken and subscribed by Persons in Offices of publick Trust in Scotland, upon Pain of forfeiting the Sum of Twenty Pounds Sterling; which Oaths it shall and may be lawful for any Two or more of the Commissioners to administer, and they are hereby required to administer the same accordingly.

Commissioners in Scotland to take the Oaths, and subscribe the Assurance.

Provided

Provost, &c.
of any Royal
Borough may
act as a Com-
missioner.

Provided nevertheless, That any Provost, Bailie, Dean of Guild, Treasurer, Master of the Merchants Company, or Deacon Convenor of the Trades for the Time being, of any Royal Borough, and any Bailie for the Time being of any Borough of Regality or Barony, herein named or appointed a Commissioner for putting this Act in Execution in any County or Stewartry, or the Factors for the Time being on the several forfeited Estates annexed to the Crown, by an Act passed in the Twenty-fifth Year of His late Majesty King George the Second, shall be capable of acting as a Commissioner for such County or Stewartry; and that it shall not be lawful to or for the Court of Session, or any other Courts or Magistrates in Scotland, to grant, by Suspension, or otherwise, any Stay or Stop to the bringing in of the said Supply, by Quartering, according to the Proportions settled and ascertained by the aforesaid Commissioners for the several Shires, and by the Royal Burghs, according to their Usage and Practice; any Thing herein contained to the contrary notwithstanding.

Clause of Loan
at 3*l.* 10*s.* per
Cent.

Provided always, and it is hereby further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Person or Persons, Natives and Foreigners, Bodies Politick or Corporate, to advance or lend to His Majesty, at the Receipt of His Majesty's Exchequer, any Sum or Sums of Money, not exceeding in the Whole the Sum of Two millions, upon the Credit of the said several Rates, Assessments, and Sums of Money, by this Act granted to be raised in the several Parts of Great Britain, as aforesaid, and such other Monies as are by this Act appointed for repaying the same, with the Interest thereof; and to have and receive, for their forbearance of the Money lent, Interest after a Rate not exceeding Three Pounds and Ten Shillings per Centum per Annum, so as such Loans be allowed to be made by the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of

of the Treasury for the Time being, who are hereby authorised to issue their Warrants for that Purpose, as fast as such Loans shall be wanted for the publick Service: And moreover, that no Money so to be lent upon the Security of this Act shall be rated or assessed by virtue of this Act, or any other Act of Parliament whatsoever.

And be it further enacted, That all and every Person and Persons, who shall lend any Money upon the Credit of this Act, as aforesaid, and pay the same into the Receipt of the Exchequer, shall immediately have a Tally of Loan struck for the same, and an Order for his, her, or their Repayment, bearing the same Date with his, her, or their Tally; in or upon which Order shall be also contained a Warrant for the Payment of Interest for the Forbearance thereof, at a Rate not exceeding the said Rate of Three Pounds and Ten Shillings per Centum per Annum, and to be paid every Three Months, until the Repayment of the Principal; and all such Orders for Repayment of Money so to be lent shall be registered in Course, according to the Dates respectively; and that all and every Person and Persons shall be paid in Course, according as their Orders shall stand registered in the said Register Books, so as the Person or Persons, Natives or Foreigners, his, her, or their Executors, Administrators or Assigns, who shall have his, her, or their Order or Orders first entered in the said Books of Register, shall be taken and accounted to be the First Person or Persons to be paid out of the Monies to come in by virtue of this Act; and he, she, or they, who shall have his, her, or their Order or Orders next entered, shall be taken and accounted to be the Second Person to be paid, and so successively and in Course; and that the Monies to come in by virtue of this Act, of or for the said several Rates and Assessments, to be raised in Great Britain, as aforesaid, shall be in the same Order liable to the Satisfaction of the said respective Persons, and Body or Bodies Politick or Corporate, their Executors, Administrators, Successors, or Assigns respectively, without any undue Preference of one before another, and not otherwise;

Tallies of
Loan to be
struck, &c.

Orders to be
registered and
paid in Course.

No Fee for
registering,
&c.

Penalty for
undue Prefer-
ence.

wise; and shall not be diverted or divertible to any other Use, Intent, or Purpose whatsoever; and that no Fee, Reward, or Gratuity, directly or indirectly, shall be demanded or taken of any of His Majesty's Subjects, for providing or making any such Books or Registers, or any Entries, Views, or Searches, in or for Payment of Money lent, or the Interest thereof, as aforesaid, by any of His Majesty's Officer or Officers, their Clerks or Deputies, on Pain of Payment of Treble Damages to the Party grieved by the Party offending, with full Costs of Suit; or if the Officer himself take or demand any such Fee or Reward, then to lose his Place also; and if any undue Preference of one before another shall be made, either in Point of Registry or Payment, contrary to the true Meaning of this Act, by any such Officer or Officers, then the Party offending shall be liable, by Action of Debt, or on the Case, to pay the Value of the Debt, with full Costs of Suit, to the Party aggrieved, and shall be forejudged of his Place or Office; and if such Preference shall be unduly made by any his Deputy or Clerk, without Direction or Privy of his Master, then such Deputy or Clerk only shall be liable to such Action, Debt, Damages, and Costs, and shall for ever be incapable of his Place or Office: And in case the Auditor of the Receipt shall not direct the said Orders of Loan, or the Clerk of the Pells record, or the Tellers make Payment upon such Order, according to each Person's due Place and Order, as before directed; then he or they shall be adjudged to forfeit, and the respective Deputies and Clerks therein offending to be liable to such Action, Debt, Damages, and Costs, in such Manner as aforesaid: All which said Penalties, Forfeitures, Damages, and Costs, to be incurred by any the Officers of the Exchequer, or any their Deputies or Clerks, shall and may be recovered by Action of Debt, Bill, Complaint, or Information, in any of His Majesty's Courts of Record at Westminster; wherein no Essoin, Protection, Privilege, Waiver of Law, Injunction, or Order of Restraint, shall be in any-wise granted or allowed.

Provided always, and it is hereby declared, That if it shall happen that several Tallies of Loan or Orders for Payment, as aforesaid, bear Date, or be brought the same Day to the Auditor of the Receipt to be registered; then it shall be interpreted no undue Preference which of those be entered first, so as he enters them all the same Day.

It shall not be deemed undue Preference where Tallies are dated or brought the same Day:

Provided also, That it shall not be interpreted any undue Preference, to incur any Penalty in point of Payment, if the Auditor direct, and the Clerk of the Pells record, and the Tellers do pay subsequent Orders to Persons that come and demand their Monies, and bring their Orders, before other Persons who did not come to take their Monies, and bring their Orders in Course; so as there be so much Money reserved as will satisfy precedent Orders; which shall not be otherwise disposed of, but kept for them; Interest upon Loan being to cease from the Time the Money is so reserved and kept in Bank for them.

Nor if subsequent Orders be paid before such as were not demanded in Course.

And be it further enacted, That all and every Person and Persons, to whom any Money shall be due for Loans to be registered by virtue of this Act, after Order entered in the Book of Register aforesaid, his, her, or their Executors, Administrators, or Assigns, by proper Words of Assignment, to be indorsed and written on his, her, or their Order, may assign and transfer his, her, or their Right, Title, Interest, and Benefit, of such Order, to any other; which being notified in the Office of the Auditor of the Receipt aforesaid, and an Entry or Memorial thereof also made in the Book of Register aforesaid for Orders, (which the Officers shall, upon Request, without Fee or Charge, accordingly make), shall intitle such Assignee, his Executors, Administrators, Successors, and Assigns, to the Benefit thereof, and Payment thereon; and such Assignee may, in like Manner, assign again, and so toties quoties; and afterwards it shall not be in the Power of such Person or Persons who have or hath made such Assignment to make void, release, or discharge the same, or any the Monies thereby due, or any Part thereof.

Orders assignable.

And,

Commissioners of the Treasury empowered to prepare any Number of Exchequer Bills of One common Sum, or different Sums, in the principal Monies.

And, to the End there may be no Want or Failure of a certain Sum, not to exceed in the Whole Two Millions, to be raised either by such Loans as aforesaid, or by issuing Exchequer Bills, as is herein-after mentioned, or by both or either of those Ways or Means, for the publick Service; be it further provided and enacted by the Authority aforesaid, That in case the Commissioners of His Majesty's Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall judge it adviseable to raise the said Sum of Two Millions, or any Part thereof, by Exchequer Bills, instead of such Loans as aforesaid; then they respectively are hereby authorized and impowered, at any Time or Times, at Once, or by such Proportions at a Time as they respectively shall find to be most for the Advantage of the Publick, to prepare and make, or cause to be prepared and made, at the Exchequer, in such Method and Form as they or he shall think most safe and convenient, any Number of new Exchequer Bills, containing One common Sum, or different Sums, in the principal Monies; so that in case there shall be no Loans made, then all the principal Sums to be contained in the said Bills to be made forth by this Act shall not exceed Two Millions; and in case any such Loans shall be made as aforesaid, then all the principal Sums to be contained in the said Bills to be made forth by this Act, together with such Loans so made, shall not exceed the said Sum of Two Millions.

Bills to bear Interest at 3*l.* 10*s.* per Cent. per Ann.

And be it further enacted by the Authority aforesaid, That the said Bills to be prepared and made in pursuance of this Act shall and may bear an Interest not exceeding the Rate of Three Pounds and Ten Shillings per Centum per Annum, and proportionably for any greater or less Sum to be contained therein, and to be payable to the Bearers thereof respectively; nevertheless the said Interest shall be abated and saved upon such of the said Bills to be made forth by this Act as shall at any Time or Times be in the Receipt of the Exchequer, or in the Hands

Hands or Power of any Receivers or Collectors of any Taxes, Aids, or Revenues whatsoever, payable to His Majesty, His Heirs and Successors, during such Time and Times respectively as such Bills shall be or remain in the said Receipt, or in such Hands or Power as aforesaid.

And it is hereby enacted, That all the said Bills, so to be prepared and made, shall be numbered arithmetically, beginning with No. I. and so proceeding in an arithmetical Progression ascending, wherein the common Excess or Difference shall always be One, and shall be registered accordingly, so that the principal Sum to be contained in every such Bill (after Repayment of the Loans which shall have been made as aforesaid, if any such be, with the Interest thereof, or reserving Money sufficient for that Purpose) may regularly be paid off and discharged, in Course, according to the Number of every such Bill as it shall stand in the said Register; and that the Interest upon all and every the said Bills shall be payable every Three Months, according to the Purport and true Meaning of this Act; and that upon every such Bill there shall be indorsed, printed, or written, in Words at Length, or in Figures; the Sum after which the Principal to be contained therein shall be payable in such Course as aforesaid, according to the Purport and true Meaning of this Act.

These Bills to
be numbered
arithmetically.

Provided always, and be it enacted by the Authority aforesaid, That in case the said Sum, not exceeding Two Millions, shall be raised, partly by Loans, and partly by Exchequer Bills, according to the Powers before given by this Act; that then, and in such Case, it shall and may be lawful to and for the Commissioners of His Majesty's Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, when and as often as they shall, by virtue of the said Powers, direct any such Loans to be taken, or any such Exchequer Bills to be made out, at the same Time also to direct and appoint the Course and Order in which such Loans or Exchequer Bills shall stand

Commissioners of the Treasury to direct the Course of Payment for Loans or Exchequer Bills;

upon the said Register, and after what Time they shall respectively begin to be payable in Course, out of the Monies arising by this Act, so as no such subsequent Loans or Exchequer Bills be made to alter the Course at first appointed for prior Loans or Exchequer Bills, at the Time of taking in, or making out, such prior Loans or Exchequer Bills; any Thing herein-before contained to the contrary in anywise notwithstanding.

and to appoint
Cheques, etc.

And it is hereby further enacted, That all the said Bills shall be prepared and made with such Cheques, Indents, or Counterfoils, as shall be directed by the Commissioners of the Treasury, or any Three or more of them now being, or by the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being; and that the Person or Persons who is, are, or shall be appointed, to pay off the said Bills in Course, shall, from Time to Time, have the Use and Custody of One Part of all the Cheques, Indents, or Counterfoils, of the said Exchequer Bills, to be prepared and made by virtue of this Act, from which the said Bills shall have been cut, to prevent his or their being imposed upon by counterfeit or forged Bills; and that the Undertakers or Contractors for exchanging or circulating the said Bills, or such of them as shall be current, shall, from Time to Time, have the Use and Custody of One other Part of all the said Cheques, Indents, or Counterfoils, of the said Exchequer Bills, from which the same shall have been cut off, as aforesaid, in order to prevent their being imposed upon by any counterfeit or forged Bills; and that all the said Parts of the said Cheques, Indents, or Counterfoils, shall be delivered back into the Exchequer, when the said Bills to be made forth by virtue of this Act shall be paid off, cancelled, and discharged.

The Bills to
be placed as
Cash in the
Exchequer;

And it is hereby enacted, That the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall, and they are hereby respectively authorised and impowered to cause such Bills as shall be prepared by virtue of this Act

As to be placed as so much Cash in the respective Offices of the Tellers of the said Receipt of Exchequer, each and every of which Tellers shall be severally charged with a Proportion of the said Bills which shall be so placed in his Office respectively.

And it is hereby also enacted and declared, That the said Bills in the Hands of the said Tellers, shall be locked up and secured as Cash, according to the Course of the Exchequer; and shall be taken and esteemed as so much in part of the Remains in real Money wherewith each of the said Tellers shall, from Time to Time, stand charged, and shall, in common with other the Monies in the said Exchequer, be issuable and reissuable thereout, to any Person or Persons desiring to receive the same, for and in lieu of so much Money as the Principal Sums contained in the said Bills, with the Interest due thereon at the Time of such issuing or reissuing thereof, shall amount unto; any Law or Usage to the contrary notwithstanding.

to be issuable
thereout in
common with
other Monies,

And be it further enacted by the Authority aforesaid, That all and every the said Exchequer Bills, to be made forth by virtue of this Act, or so many of them as shall, from Time to Time, remain undischarged and uncanceled, shall and may be received and taken, and shall pass and be current to all and every the Receivers and Collectors in Great Britain of the Customs, Excise, or any Revenue, Supply, Aid, or Tax whatsoever, already granted, due, or payable, or which shall or may hereafter be granted, due, or payable, to His Majesty, His Heirs and Successors, and also at the Receipt of the Exchequer, from the said Receivers or Collectors, or from any other Person or Persons, Bodies Politick or Corporate whatsoever, making any Payments or Loans there to His Majesty, His Heirs and Successors, for or upon any Account, Cause, or Occasion whatsoever, according to the Purport and true Meaning of this Act; and that such of the same Bills as shall be received at the Exchequer, shall and may be locked up and secured as Cash, according to the Course of the Exchequer, settled and established by Law, for locking up and securing Monies received in Specie there: And that all and every the

and to be current in the
Revenue.

Receivers

Receivers to
exchange Bills
for ready
Money.

Penalty on
Refusal.

Receivers and Collectors in Great Britain of the Customs, Excise, or any Revenue, Aid, Tax, or Supply whatsoever, already granted, due, or payable, or which shall or may hereafter be granted, due, or payable, to His Majesty, His Heirs and Successors, shall, and they are hereby directed and required, out of any current coined Money as shall then be in his or their Hands, of such Revenue, Aid, Tax, or Supply, to pay such of the same Bills as shall be brought to them respectively by any Person or Persons desiring to have Money for the same: And in case any such Receiver or Collector shall refuse or neglect to exchange such Bill or Bills for ready Money for the Space of Twenty-four Hours, then the Person or Persons demanding the same shall and may bring an Action of Debt, or on the Case, for the Principal and Interest Monies due upon such Bill or Bills, against such Receiver or Collector having Money in his Hands as aforesaid; in which Action the Plaintiff shall or may declare that such Receiver or Collector is indebted to the Plaintiff in the Money demanded upon every such Bill, according to the Form of the Statute, and hath not paid the same, which shall be sufficient; and the Plaintiff, in every such Action, shall recover against the Receiver or Collector, not only the Monies so neglected or refused to be paid, but also his full Costs of Suit, and such Receiver and Collector shall be subject or liable thereunto; and in such Action no Essoin, Protection, Privilege, or Wager of Law, shall be allowed, or more than One Imparlance; and, upon Payment of the Money so to be recovered, the Plaintiff, his Executors or Assigns, shall deliver up such Bills to the Defendant, his Executors or Assigns.

Tallies to be
levied for Bills
lent into the
Exchequer.

And be it further enacted, That if any of the said Bills shall, at any Time or Times hereafter, within the respective Times during which they shall be current pursuant to this Act, be paid or lent into the Exchequer by any of His Majesty's Receivers, or other Person or Persons, Bodies Politick or Corporate, making any Payments or Loans at that Receipt, the Officers there shall cause Tallies to be levied and delivered to the

Payers or Lenders, as amply and effectually, to all Intents or Purposes, as if they had made such Payments or Loans in Specie.

And be it enacted by the Authority aforesaid, That the Interest which shall from Time to Time be due upon any of the Bills to be current as aforesaid, shall be allowed to all Persons, Bodies Politick and Corporate, paying the same to any Receiver or Collector, Receivers or Collectors, of any of His Majesty's Revenues, Aids, Taxes, or Supplies, or by way of Exchange, as aforesaid, to the respective Days whereupon such Bill or Bills shall be so paid, exchanged, or lent.

Interest to be allowed till Payment;

Provided always, That no Interest shall run or be paid upon or for any such Bill or Bills, during the Time any such Bill or Bills so paid, exchanged, or lent, shall remain in the Hands of any of the said Receivers or Collectors, or in the Hands of any Teller or Tellers of the Exchequer; but for such Time the Interest on every such Bill shall cease.

Except whilst the Bills are in the Hands of Receivers, &c.

And, to the End it may be known for what Time such Bills bearing Interest shall, from Time to Time, remain in the Hands of such Receivers or Collectors, or in the Exchequer, as aforesaid, be it further enacted by the Authority aforesaid, That the Person or Persons who shall pay any such Bill or Bills, so bearing Interest, to any Receivers or Collectors of any of His Majesty's Revenues, Aids, Taxes, and Supplies, by way of Exchange, or otherwise, or shall pay or lend such Bill or Bills, so bearing Interest, into the Exchequer as aforesaid, shall, at the Time of making such Payment, Exchange, or Loan, on each Bill bearing Interest, and so paid, exchanged, or lent, put his or their Name or Names, and write thereupon, in Words at Length, the Day of the Month and Year in which he, she, or they, so paid, exchanged, or lent such Bill or Bills bearing Interest; all which the said Receivers and Collectors respectively, and also the respective Tellers in the Exchequer, shall take Care to see done and performed accordingly; to which respective Days the said Receivers and Collectors shall be allowed again the Interest which he, she, or they, shall have allowed or

Bills paid to Receivers, &c. to be signed and dated.

paid upon such respective Bill or Bills, upon his or their paying the same into the Receipt of the Exchequer as aforesaid.

Bills may be
reissued,

Provided also, and be it further enacted by the Authority aforesaid, That the said Bills, or any of them, may be reissued and paid again out of His Majesty's Exchequer; and when the same shall be reissued and paid again out of His Majesty's Exchequer, the respective Teller there, from whose Office such Bill or Bills bearing Interest shall be so reissued or again paid out, shall indorse on the same Bill or Bills so reissued, in Words at Length, the Day of the Month and Year in which the same were reissued or repaid out of the Exchequer, and also on what Account the same were last received into the Exchequer, and sign the same; from which Time the Interest of such Bill or Bills so reissued or paid again shall revive; and such Bill or Bills shall revive, run, and pass at Interest, as the same did before they were paid unto, or received by, the said Receivers or Collectors, or before the same were paid or lent into the Exchequer, as aforesaid.

both for Prin-
cipal and In-
terest.

And it is hereby enacted, That the same Bills to be reissued from Time to Time, or at any Time, at the Exchequer, as aforesaid, shall be so reissued for the Principal Money to be contained therein, and for so much Interest as was due thereon, and allowed by the Teller at the respective Time and Times when such Bill and Bills were last paid into the Exchequer.

Receivers to
keep Books.

And be it enacted, That every Receiver-general of any the Revenues, Aids, Tares, or Supplies, belonging or to belong to His Majesty, His Heirs and Successors, shall keep a fair Book or Books of Account, in Writing, of all the Monies by him received, in which he, or his Deputy or Deputies, shall truly enter all the Sums which shall have been received by him or them, for every such Revenue, Aid, Tar, or Supply, together with the Names of the several Collectors from whom the same, or any Part thereof, was received, the Days when, and the Sums paid, how much thereof in Money, and how much thereof in such Exchequer Bills, and what Exchequer Bills shall have

have been exchanged by every such Receiver-general, pursuant to this Act; to which Account every Person concerned shall have free Access, at all reasonable Times, without Fee or Charge; and the said Accounts shall lie constantly open at One certain Place within the Limits of his Receipt for that Purpose: And if such Receiver shall neglect to keep such Book or Books, or enter therein any Sum or Sums of Money by him received and paid, as aforesaid, by the Space of Three Days after his Receipt or Payment of the same, or shall refuse any Person or Persons concerned to inspect such Book or Books, without Fee or Reward, as aforesaid, every such Receiver, for every such Offence, shall forfeit the Sum of One hundred Pounds to any Person or Persons who will sue for the same; to be recovered by Action of Debt, or upon the Case, Bill, Suit, or Information, in any of His Majesty's Courts of Record at Westminster, wherein no Essoin, Protection, Privilege, or Wager of Law, shall be allowed, or more than One Impar lance.

100*l.* Penalty
on Receiver
neglecting to
keep Books,
&c.

Provided always, and it is hereby enacted by the Authority aforesaid, That in case any of the Exchequer Bills, which shall be current as aforesaid, shall be filled up by Writing or Indorsement made thereon, as aforesaid, or shall by any Accident be defaced, it shall and may be lawful for the Commissioners of the Treasury, or any Three or more of them, or the High Treasurer for the Time being, and he and they are hereby authorised and impowered, by his or their Discretion, from Time to Time, to cause new Bills to be made forth at the Receipt of the Exchequer, in lieu of such Bills which shall be so filled up or defaced; which Bills so filled up or defaced shall be cancelled at the Receipt of Exchequer, and kept there on a File or Files for that Purpose; and such Bills, so to be made forth in lieu thereof, shall have a like Currency, and shall in all Respects be subject to the same Rules, Methods, and Continuance, as the Bills so filled up were intended to have been by this Act, and shall bear the same Numbers, Dates, and principal Sums, and carry the like Interest, as was borne and carried by the Bills so cancelled respectively.

Bills filled up
by Indorse-
ment, or de-
faced, to be
exchanged.

And

Bills, not exceeding 5000*l.* each, may be made forth at the Exchequer.

And it is hereby enacted, That, for the greater Ease and Dispatch of publick Business at the Exchequer, it shall and may be lawful to and for the Commissioners of the Treasury, or any Three or more of them, or the High Treasurer for the Time being, and he and they are hereby authorized and enabled, in case he or they shall so think fit, to cause Exchequer Bills for any large Sums, not exceeding Five thousand Pounds each, to be made forth at the Receipt of the Exchequer, and to be placed as Cash in the said Receipt, in lieu of the like Value of the Principal contained in the said Exchequer Bills made forth for lesser Sums, which, at the Time of making such large Bills, shall happen to be in the same Receipt, which shall be at the same Time cancelled and discharged, and be kept there on a File for that Purpose; and such new Bills for such large Sums shall and may be issued at the said Receipt, and have the same Currency, and be in all Respects subject to the same Rules, Methods, and Continuance, and carry the like Interest, and have the same Security, Benefits, and Advantages; and the same Pains of Death, and other Pains, Penalties, and Forfeitures, for any Crime or Offence relating thereunto, shall be inflicted, incurred, and put in Execution, as if they had been originally issued by virtue of this Act for the said lesser Bills; any Thing herein contained to the contrary notwithstanding.

Forging Exchequer Bills, or Indorsement thereon, Felony.

And it is hereby enacted by the Authority aforesaid, That if any Person or Persons shall forge or counterfeit any Exchequer Bill which shall have been made forth by virtue of this Act, before the same shall be paid off and cancelled, or any Exchequer Bills to be renewed or made forth in pursuance of this Act, or any Indorsement or Writing thereupon or therein, or tender in Payment any such forged or counterfeit Bill, or any Exchequer Bill with such counterfeit Indorsement or Writing thereon, or shall demand to have such counterfeit Bill, or any such Exchequer Bill with such counterfeit Indorsement or Writing thereupon or therein, exchanged for ready Money, by any Person or Persons, Body or Bodies Politick or Corporate, who shall be obliged or required to

to exchange the same, or by any other Person or Persons whatsoever, knowing the Bill so tendered in Payment, or demanded to be exchanged, or the Indorsement or Writing thereupon or therein, to be forged or counterfeited, and with Intent to defraud His Majesty, His Heirs and Successors, or the Persons to be appointed to pay off the same, or any of them, or to pay any Interest thereupon, or the Person or Persons, Body or Bodies Politick or Corporate, who shall contract to circulate or exchange the same, or any of them, or any other Person or Persons, Body or Bodies Politick or Corporate; then every such Person or Persons so offending, being thereof lawfully convicted, shall be adjudged a Felon, and shall suffer, as in Cases of Felony, without Benefit of Clergy.

And to the End, Intent, and Purpose, that all the Monies to be lent at the Exchequer on the Credit of this Act, within the Time before limited in that Behalf, not exceeding as aforesaid, may be duly repaid, and the Interest thereof justly satisfied at the said Receipt, and that all the Exchequer Bills to be made forth by virtue of this Act, not exceeding as aforesaid, may likewise be paid off and discharged in their due Course and Order, at such Publick Office as is hereafter in and by this Act appointed in that Behalf; and to the End the same Bills, or so many of them as shall from Time to Time remain undischarged, may the better obtain a Currency for such Time as they, or any of them, are hereby intended to be current; be it therefore enacted by the Authority aforesaid, That the Money which shall from Time to Time arise at the Receipt of the Exchequer, of or for the Aids, Taxes, or Assessments by this Act granted, shall, from Time to Time, as the same shall arise at the said Receipt, be issued and applied at the same Receipt, either for or towards paying off and discharging the Orders of Loan for the Money which shall have been lent at the said Receipt, within the Time herein-before limited in that Behalf, and for satisfying the Interest thereof, in such Course, Manner, and Form, as are before in this Act prescribed and appointed for that Purpose, or to be issued

How the Monies are to be applied.

to such Paymaster as is herein-after mentioned, by way of Imprest, and upon Account, for or towards paying off and discharging the Exchequer Bills which shall have been made forth by virtue of this Act, in such Course as aforesaid, and for and towards the paying the Interest quarterly to become due on the said Bills, and for or towards the Charge of exchanging and circulating the same Bills, or any of them, and for or towards such other Payments as are in and by this Act directed or allowed to be made or discharged out of the same; and for no other Use, Intent, or Purpose, whatsoever.

Treasury, on
Sept. 29, 1778,
to take an Ac-
count of all
Monies raised
and discharg-
ed.

And be it further enacted by the Authority aforesaid, That, on the Twenty-ninth Day of September, One thousand seven hundred and seventy-nine, or within Ten Days after, the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall cause a true and perfect Account, in Writing to be taken and attested by the proper Officers, of all the Monies which shall have been raised by Loans, or by Exchequer Bills, or by any or either of those Ways or Means, for or towards the said Sum, not exceeding Two Millions, by this Act intended to be raised, as aforesaid, and how much thereof shall, before that Time, have been paid off or discharged, and how much thereof shall then remain undischarged, upon the said Orders of Loan and Exchequer Bills respectively, or upon any or either of them; which Account shall be publicly assised in the Office of the Auditor of the Receipt in the said Exchequer.

Unsatisfied
Monies to be
paid out of the
next Aids,

or out of the
Sinking Fund.

And it is hereby enacted and declared by the Authority aforesaid, That the Monies so remaining unsatisfied or not discharged, with the Interest due, or to grow due, for the same, shall be paid and satisfied out of the next Aid or Aids to be granted in Parliament after the said Twenty-ninth Day of September, One thousand seven hundred and seventy-nine, and shall be transferred thereunto as soon as such Aid or Aids shall be granted; and if no such Aid or Aids shall be granted, whereunto such un-

satisfied

satisfied Monies shall be transferred, before the Twenty-fourth Day of March, One thousand seven hundred and eighty, then the Monies so remaining unsatisfied and undischarged, with the Interest due, or to grow due, for the same, shall be and are hereby charged and chargeable upon such Monies as at any Time or Times shall be and remain in the same Receipt, of the Surplusses, Excesses, Overplus-monies, and other Revenues composing the Sinking Fund, (except such Monies of the said Sinking Fund as are appropriated to any particular Use or Uses by any former Act or Acts of Parliament in that Behalf;) and such Monies of the said Sinking Fund shall and may be issued for the paying off and discharging the said Orders of Loan, and for satisfying the Interest thereof, and for supplying Money to the said Paymaster for discharging the said unsatisfied Exchequer Bills in Course, with Interest remaining due thereupon, as the said Commissioners of the Treasury, or the High Treasurer for the Time being, shall direct, until all the Principal and Interest which shall be or remain due upon the said Loans or Exchequer Bills, or any of them, shall be fully cleared and paid off, or Money sufficient shall be reserved for that Purpose: And if at any Time or Times, before or after any of the said Aids, Taxes, or Assessments hereby granted shall be brought into the Exchequer, as aforesaid, there shall happen to be a Want of Money for paying Interest which shall be actually incurred and grown due upon the said Loans or Exchequer Bills, or any of them, or for Payment of any Premium or Rate, which shall be incurred and grown due by any Contract or Contracts to be made by virtue of this Act, for circulating and exchanging the same Bills; that then, and in every such Case, the Money so wanted shall and may be supplied out of the Monies of the said Fund, commonly called The Sinking Fund, (except as before excepted) and be issued accordingly.

And whereas, by reason of the Multiplicity of Payments, which are to be made in paying off such Exchequer

Commissioners to appoint Persons to pay off principal Sums, which

shall from
Time to Time
be in Course
of Payment
upon Exche-
quer Bills.

quer Bills as shall be made forth by virtue of this Act, and otherwise, in relation to the same, it will be difficult, if not impossible, that every particular Payment should be directed, recorded, paid, and accounted for, by the several Officers of the Receipt of the Exchequer, in the ordinary Course of Payments there used; therefore, and to the End the Exchequer may regularly be discharged of all the Monies required by this Act to be applied for paying off the said Exchequer Bills, and other Charges attending the same, be it enacted by the Authority aforesaid, That the Commissioners of the Treasury, or any Three or more of them, now being, and the High Treasurer, or any Three or more of the Commissioners of the Treasury, for the Time being, shall and may, from Time to Time, by Writing under his or their Hand or Hands, constitute and appoint such Person and Persons as he or they shall think fit, to be the Paymaster to pay off and discharge the principal Sums which shall, from Time to Time, be in Course of Payment upon the said Exchequer Bills, or any of them, and to pay the Interest quarterly to become due thereupon, until they shall be paid off and discharged; and to pay the Premium or Premiums; Rate or Rates, which, according to any Contract or Contracts to be made, as is herein-after mentioned, for exchanging and circulating the said Bills, or any of them, shall be due or payable to such Contractors; and to take in, and put upon a File, from Time to Time, all such of the said Bills as shall be paid off, to be cancelled, as the Commissioners of the Treasury, or the High Treasurer, or Commissioners of the Treasury for the Time being, shall direct; and to do and perform, or cause and procure to be done and performed, such other Matters and Things in relation to the said Bills, or the Principal and Interest therein to be contained, as to the said Commissioners of the Treasury, or any Three or more of them now being, or to the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall seem meet, and be directed to be done
and

and performed by such Paymaster for the Time being; all which Payments shall be paid by such Paymaster, from Time to Time, at an Office to be kept in or near the Receipt of the Exchequer at Westminster for that Purpose; and that the Commissioners of the Treasury, or any Three or more of them now being, and the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall take or cause to be taken Security, according to the best of his or their Judgements, from all and every such Person and Persons so constituted, or to be constituted, for his or their due paying, answering, and accounting for, all the said Monies which he or they shall receive, and for his and their true and faithful Performance of his or their Office or Offices, Trust or Trusts, before mentioned.

And be it further enacted by the Authority aforesaid, That the said Commissioners of the Treasury, or any Three or more of them now being, and the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, Once in every Week, or oftener, as any of the Money by this Act appointed or intended to be applied for or towards paying off the said Exchequer Bills, or discharging any other the Payments relating thereunto, according to the Purport and true Meaning of this Act, shall be, or be brought into the Exchequer, or be or remain there, shall, without any further or other Warrant to be sued for, had, or obtained, from His Majesty, His Heirs and Successors, in that Behalf, issue, or cause to be issued, the same to such Paymaster or Paymasters already constituted, or to be constituted, as aforesaid, by Way of Imprest, and upon Account, for or towards the paying off and discharging the said Exchequer Bills, in such Course as aforesaid, and such other Payments relating to the said Exchequer Bills, as are to be made by such Paymaster or Paymasters as aforesaid; and that he or they shall, from Time to Time, apply all the Monies by him or them so to be received, as he or they shall receive the same, from Time to Time, towards discharging the said Bills in Course,

Money, as brought in, to be paid to the Paymasters.

and other Payments hereby directed and allowed, according to the Purport and true Meaning of this present Act, and not otherwise.

Bills to be
registered in
Course.

And be it further enacted by the Authority aforesaid, That all the said Bills, to be made forth by virtue of this Act, shall be registered in Course, according to their Numbers as aforesaid; and that the said Registers shall lie open in the Publick Office of the said Paymaster for the Time being; and a Table, to shew how far the said Bills shall be in Course of Payment from Time to Time, shall be publicly affixed in the said Office; and that such Register and Table, or either of them, shall or may be viewed or inspected, at any seasonable Time or Times, by any Person or Persons desiring to view or inspect the same, without Fee or Charge; and that the said Bills shall be paid off and discharged in Course, according as their Numbers shall stand in the said Register; and the Monies by this Act appointed for Payment of the same shall, in the same Order, be liable thereunto, without giving any undue Preference in paying any Bill or Bills of any subsequent Number or Numbers, before any Bill or Bills of any antecedent Number or Numbers; and shall not be diverted or divertible to any Use, Intent, or Purpose whatsoever, other than the Uses and Purposes by this Act appointed for Application of the same: Nevertheless, in case it shall happen that several Bills in Course of Payment shall on the same Day be brought and demanded to be paid off, it shall not be interpreted an undue Preference which of them the Paymaster or Paymasters do pay first, so as he or they do pay them all the same Day; and it shall not be interpreted an undue Preference to incur any Penalty in Point of Payment, if the Paymaster or Paymasters do pay off the Bills to the Persons that bring their Bills, and demand their Money in Course, before others that do not bring their Bills, and demand their Money in Course, so as such Money be reserved as will satisfy precedent Bills, which shall not be otherwise disposed of, but kept for them.

And it is hereby enacted, That the Interest upon the said Bills shall cease from the respective Times that Money shall be reserved and kept in Bank for discharging the same.

When Interest
to cease.

And be it enacted by the Authority aforesaid, That the said Paymaster or Paymasters shall be subject and liable to such Inspection, Examination, Controul and Audit, and to such Rules, in respect to paying, accounting, and other Matters relating to the Execution of the said Office or Trust of Paymaster, as the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall think fit or reasonable to establish or appoint, from Time to Time, for the better Execution of the Intent and End of this Act, and the Satisfaction of the Proprietors of the said Bills.

Paymasters
liable to the
Controul of
the Treasury.

And be it enacted by the Authority aforesaid, That as well the Person or Persons constituted, or to be constituted, to the said Office of Paymaster, as also the Person or Persons appointed, or to be appointed, to examine and controul the Receipts, Payments, and Doings of such Paymaster or Paymasters, shall respectively have and receive, for the Service of themselves respectively, and of the Clerks and Substitutes to be employed under them respectively, and for such Charges as shall be necessarily incident to the Execution of their respective Offices, such Salaries, Rewards, and Allowances, as the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall judge to be reasonable, and direct in that Behalf, and to be allowed upon the proper Account or Accounts of the said Paymaster or Paymasters.

Treasury to
settle Salaries
of Clerks, &c.

And, for the better supporting the Currency of the said Bills to be made forth by this Act, and to the End a sufficient Provision may be made for circulating and exchanging for ready Money, from Time to Time,
the

and to con-
tract with Per-
sons to circu-
late Bills, etc.

the said Bills, or such of them as shall, from Time to Time, remain undischarged, during such Time as they, or any of them, are to be current; be it further enacted by the Authority aforesaid, That the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, on His Majesty's Behalf, shall and may, from Time to Time, enter into any Contract or Contracts, for obliging any Person or Persons, Body or Bodies Politick or Corporate, who will voluntarily undertake this Service, at his or their own Costs or Charges, to circulate and exchange, at some Publick Office in London or Westminster, for ready Money, from Time to Time, all such of the said Bills, which shall have been made forth by virtue of this Act, as shall be demanded at such Publick Office, during the Time or respective Times of such Contract or Contracts, by paying in ready Money, at their own Costs and Charges, upon every such Demand, or within Twenty-four Hours after, all the principal Monies contained in every such Bill to be demanded, and the Interest which shall then be due thereupon, and so toties quoties, as often as any such Bill shall be demanded; the said Contractors or Undertakers, from Time to Time, upon exchanging every such Bill, taking in the Bill so exchanged for their own Use, and being allowed a Rate, or several Rates, not exceeding Three Pounds and Ten Shillings per Centum per Annum, as well for paying the said Interest at their own Costs, as also in Reward for their Service, upon all the said Bills so undertaken to be circulated; which said respective Rate or Rates shall be paid as is herein-after mentioned; and the said Contract or Contracts shall be made in Writing, and registered in the Office of the Auditor of the Receipt of His Majesty's Exchequer, and shall be made to endure for such Time and Times respectively as shall be agreed by the Contractors.

Contractors
not disabled
from being
Members of
Parliament,
&c.

And it is hereby enacted, That such Contractors, or any of them, shall not, for that Cause only, be disabled from
being

being a Member or Members of Parliament, or be adjudged liable to be a Bankrupt or Bankrupts, within the Intent and Meaning of all or any the Statutes made against or concerning Bankrupts; any Law, Statute, or Provision, to the contrary notwithstanding.

Provided always, and be it enacted by the Authority aforesaid, That such Contractors (with the Consent and Approbation of the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, and not otherwise) may, at any Time or Times after the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, by Writing, to be affixed upon the Exchange of London, and by Publication in the London Gazette, declare and direct, if they shall so see Cause and think fit, the said Bills to be made forth by virtue of this Act, or any Number or Part of them, to carry a lower or higher Rate of Interest than the said Rate of Three Pounds and Ten Shillings per Centum per Annum, for such Time or Times as shall be mentioned in such Writing and Publication, as aforesaid; and, for the greater Accommodation and Ease of paying the said Bills to be made forth by virtue of this Act, or any of them, to the Receivers and Collectors of the publick Revenues, and into the Receipt of the Exchequer, the said Commissioners of the Treasury, or any Three or more of them, or the High Treasurer for the Time being, have hereby Power, at the Request of such Contractors, to make forth, or cause to be made forth, any of the said Exchequer Bills, without bearing any Interest; yet nevertheless those Bills so to be made forth without bearing any Interest, may, from Time to Time, be made to carry such Interest as the said Contractors shall, by Writing, to be affixed on the Exchange of London, and published in the London Gazette, signify and declare in that Behalf.

Contractors
may lower or
raise the Inte-
rest, with Con-
sent of Trea-
sury.

And it is hereby enacted by the Authority aforesaid, That the Commissioners of the Treasury, or any Three or more

Contractors
how to be
paid.

of them now being, or the High Treasurer, or any

H h

Three

Three or more of the Commissioners of the Treasury for the Time being, shall cause the Monies which shall, from Time to Time, be incurred and grown due to such Contractors, upon such respective Rates or Premiums, not exceeding as aforesaid, to be paid out of the Monies which shall, from Time to Time, be issued to the said Paymaster or Paymasters, as aforesaid; any former Law or Statute to the contrary notwithstanding.

No Fee to be taken by the Officers of the Exchequer, &c.

And it is hereby enacted by the Authority aforesaid, That no Fee, Reward, or Gratuity, shall be demanded or taken, directly or indirectly, by any of His Majesty's Officers in the Exchequer, or by any of their Clerks or Substitutes, or by any such Paymaster or Comptroller, or by their or either of their Clerks or Substitutes, from any of His Majesty's Subjects, for any Matter or Thing to be done by the said Officers in the Exchequer, or by the said Paymaster or Comptroller, or any of them, their or any of their Clerks or Substitutes respectively, in pursuance of this Act; and that no such Officer in the Exchequer, Paymaster, or Comptroller, or any such Clerk or Substitute, shall divert or misapply, or cause or procure to be diverted or misapplied, any of the Monies by this Act intended for the exchanging, circulating, and paying off the said Bills, or any of them, under such Penalties and Forfeitures, to be incurred by and inflicted on them respectively, as by this Act are prescribed and enacted for diverting and misapplying any of the Monies of the said Aids, Taxes, or Assessments hereby granted, or for taking or demanding any Fee, Reward, or Gratuity, concerning the same.

No Fractions of a Penny to be paid for Interest.

Provided always, and it is hereby enacted, That as often as any Interest upon any Exchequer Bill or Bills, to be made forth by this Act, shall be demanded to be paid, the said Contractors or Paymasters shall not be obliged to pay for such Interest to any lesser Sum than One Penny upon such Bill, in case a single Bill be produced, or for the Total of the Interest of such Bills, where Two or more shall be offered at One Time by the same

same Person ; any Thing herein contained to the contrary notwithstanding.

Provided also, and it is hereby enacted by the Authority aforesaid, That the said Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall have Power, and he or they are hereby enabled to pay and allow, or cause to be paid and allowed, out of the Monies to arise of or for the said Aids, Taxes, or Assessments hereby granted, or of or for the said Surplusses, Excesses, or Overplus-monies, and other Revenues composing the Sinking Fund, from Time to Time, the necessary Charges of making forth the new Exchequer Bills hereby authorised to be made forth, and such other Charges as shall be necessarily incident in or for the Execution of this Act, or any Part thereof, in relation to the said Bills ; any Thing herein contained to the contrary notwithstanding.

Charges to be paid out of the Sinking Fund,

Provided always, and be it enacted by the Authority aforesaid, That whatever Monies shall be issued out of the said Surplusses, Excesses, or Overplus-monies, and other Revenues composing the Sinking Fund, shall, from Time to Time, be replaced by and out of the first Supplies to be then after granted in Parliament ; any Thing herein contained to the contrary notwithstanding.

and to be replaced out of the first Supplies.

Provided also, and it is hereby enacted, That in case Proof shall be made, on Oath of One or more credible Witnesses or Witnesses, before the said Lord Chief Baron, and other the Barons of the Coif of His Majesty's Court of Exchequer, or any of them, that any of the Bills which shall have been made forth by virtue of this Act, were, by Casualty or Mischance, lost, burnt, or otherwise destroyed before the coming thereof in Course of Payment ; and if by the Party's Oath the Numbers and Sums of such Bill or Bills shall be ascertained, and if thereupon the said Chief Baron, and other the said Barons, or any of them, before whom such Oaths were

Clause of Relief for Bills lost or destroyed.

made,

made, shall certify that he or they are satisfied in such Proof; then, and in every such Case, the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, are hereby authorised to cause the Money due upon such Bill or Bills, so lost, burnt, or destroyed, to be satisfied by the said Paymaster or Paymasters, as if the original Bill or Bills were brought in to be paid off; provided that the Person or Persons so receiving the Money do give Security to the King, to the good Liking of the Person or Persons who shall be appointed, as aforesaid, to pay off and take in the said Bills, to pay into the Exchequer, for the Use of the Publick, so much Money as shall be paid upon such Certificate or Certificates, if the Bill or Bills so certified to be lost, burnt, or destroyed, be thereafter produced.

Bills discharged to be cancelled.

Provided also, and it is hereby enacted by the Authority aforesaid, That all and every the Bills to be made forth by virtue of this Act, which shall, from Time to Time, be discharged and paid off, shall be taken in and filed, and shall be cancelled and made void, according to such Rules and Directions as the said Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall, by any Warrant or Warrants under their Hands, direct or appoint.

Sinking Fund appropriated to discharge National Debts incurred before Dec. 25, 1716.

Provided always, and it is hereby likewise enacted by the Authority aforesaid, That all the Monies arisen, or to arise, into the Exchequer, of or for the said Surplusses, Excesses, or Overplus-monies, and other Revenues composing the Sinking Fund, (except such Monies thereof as are by this or any other Act or Acts of this or any former Session or Sessions of Parliament, especially charged upon the said Sinking Fund, or to be paid out of the same, or out of any Revenues or Branches composing the said Sinking Fund), shall be appropriated, reserved,

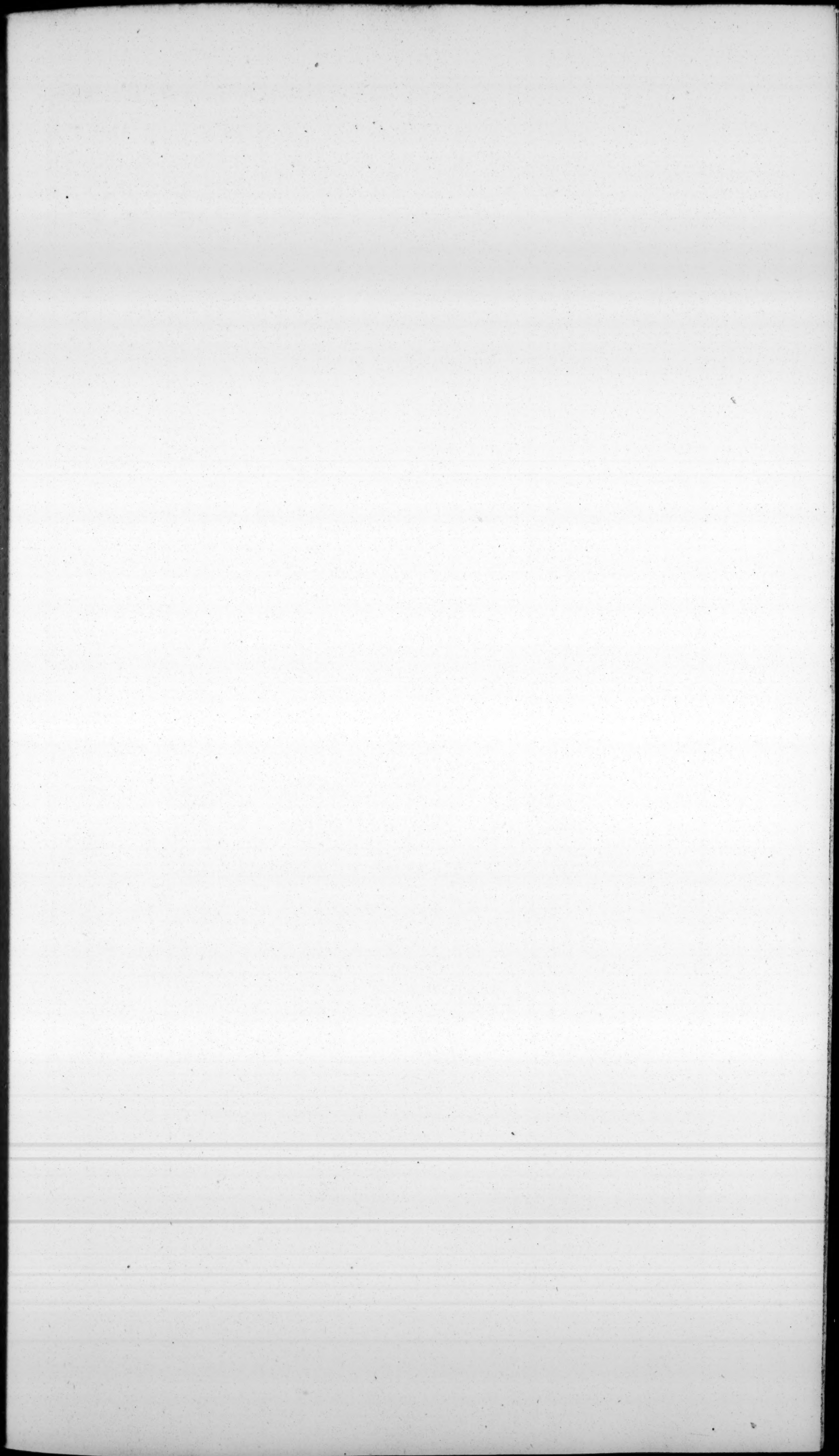
reserved, and employed, to and for the discharging the Principal and Interest of such National Debts and Incumbrances as were incurred before the Twenty-fifth Day of December, One thousand seven hundred and sixteen, and are declared to be such National Debts as may be redeemed, and are provided for by Act of Parliament, in such Manner and Form as shall be directed and appointed by any future Act or Acts of Parliament to be discharged therewith, or out of the same, and to none other Use, Intent, or Purpose whatsoever; any Thing in this Act contained to the contrary notwithstanding.

And whereas several Orders of Loan or Exchequer Bills, made upon and in pursuance of an Act of Parliament of the Sixteenth Year of His present Majesty's Reign, (intituled, An Act for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-six), still remain unpaid, for Want of sufficient Money arising by the said Act being come into the Exchequer to answer and pay the same, and it is uncertain how much thereof the Monies arising by the said Act will be able to answer and discharge; be it enacted by the Authority aforesaid, That if the Money arisen, or to arise, into the Exchequer, for or on Account of the said Aids, on or before the Twenty-ninth Day of September, which will be in the Year of our Lord One thousand seven hundred and seventy-eight, shall not be sufficient to discharge the whole Principal and Interest, due, or to grow due, on the several Orders of Loan or Exchequer Bills, made upon and in pursuance of the said Act; that then, so much Money as shall then appear to be deficient or wanting for answering the Purposes aforesaid, shall and may be supplied and made good out of any the Monies arising into the Exchequer by or from the Loans or Exchequer Bills on this Act, or any other Monies or Loans that are or shall be appropriated for the Service of the Year One thousand seven hundred and seventy-eight;

Deficiency of
the Land Tax,
16 Geo. III.
how to be
supplied.

and the Commissioners of the Treasury, or any Three or more of them, or the High Treasurer for the Time being, shall direct and apply the same accordingly; any Thing herein-before contained to the contrary notwithstanding.

F I N I S.



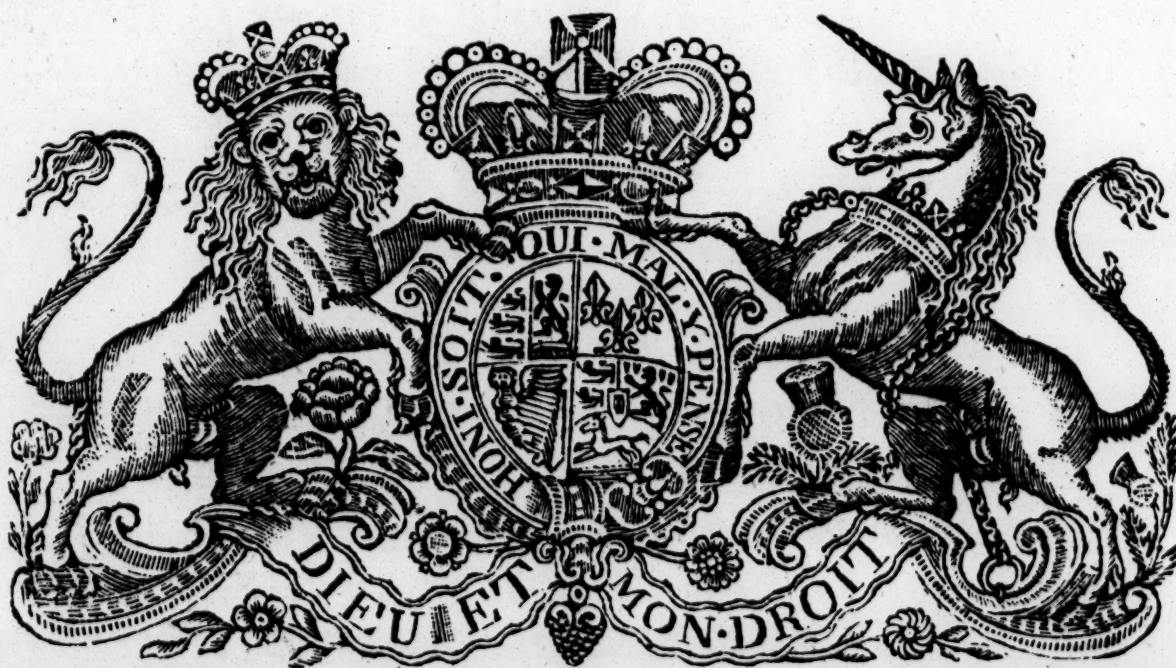
ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



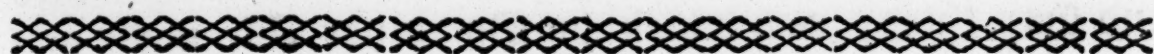
L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



ANNO DECIMO OCTAVO

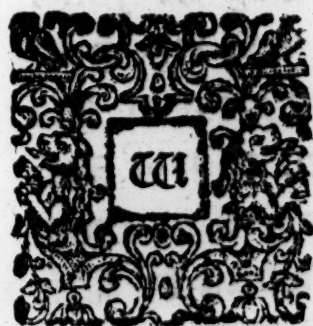
Georgii III. Regis.



C A P. III.

An Act for continuing and granting to His Majesty certain Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year One thousand seven hundred and seventy-eight.

Most Gracious Sovereign,



WE, Your Majesty's most dutiful and loyal Preamble.

Subjects, the Commons of Great Britain, in Parliament assembled, towards raising the necessary Supplies to defray Your Majesty's publick Expences, have freely and voluntarily resolved to give

and grant unto Your Majesty the Rates, Duties, and Impositions, herein-after mentioned; and do most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That within and throughout that Part of Great Britain called England, Wales, and Town of Berwick upon Tweed, the several and respective Rates, Duties, and Impositions, for and upon all Malt, Mum, Cyder,

Malt Act of
1 Geo. III.
further con-
tinued to June
24, 1779.

and Perry, which in and by One Act of Parliament, passed in the First Year of His Majesty's Reign, intituled, An Act for continuing and granting to His Majesty certain Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year One thousand seven hundred and sixty-one, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and sixty-two; and which by One other Act, made and passed in the Second Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and sixty-three; and which by One other Act, made and passed in the Third Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and sixty-four; and which by One other Act, made and passed in the Fourth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and sixty-five; and which by One other Act, made and passed in the Fifth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and sixty-six; and which by One other Act, made and passed in the Sixth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and sixty-seven; and which by One other Act, made and passed in the Seventh Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and sixty-eight; and which by One other Act, made and passed in the Eighth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and sixty-nine; and which by One other Act, made and passed in the Ninth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and seventy; and which by One other Act, made and passed in the Tenth Year of His Majesty's Reign, were

were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and seventy-one; and which by One other Act, made and passed in the Eleventh Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and seventy-two; and which by One other Act, made and passed in the Twelfth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and seventy-three; and which by One other Act, made and passed in the Thirteenth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and seventy-four; and which by One other Act, made and passed in the Fourteenth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and seventy-five; and which by One other Act, made and passed in the Fifteenth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and seventy-six; and which by One other Act, made and passed in the Sixteenth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and seventy-seven; and which by One other Act, made and passed in the Seventeenth Year of His Majesty's Reign, were granted or continued to His Majesty, until the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight; shall be further continued, in like Manner; and shall be, and are by this Act, charged for and upon all Salt which shall be made, and all Gum which shall be made and imported, and all Cyder and Perry which shall be made for Sale, within that Part of Great Britain called England, Wales, and the Town of Berwick upon Tweed, from and after the Twenty-third Day of June, One thousand seven hundred and seventy-eight, and before the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine.

The following
Duties to be
paid in Scot-
land for Malt,
Mum, etc.

And be it further enacted by the Authority aforesaid, That within and throughout that Part of the Kingdom of Great Britain called Scotland, there shall be raised, levied, collected, paid, and satisfied, unto and for the Use of His Majesty, His Heirs and Successors, for and upon all Malt, Mum, Cyder, and Perry, the several and respective Rates, Duties, and Impositions herein-after mentioned; that is to say,

Malt to pay
3 d. per
Bushel:

For and upon every Bushel of Malt, which at any Time or Times, from and after the Twenty-third Day of June, One thousand seven hundred and seventy-eight, and before the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, shall be made of Barley, or any other Corn or Grain, in that Part of Great Britain called Scotland, by any Person or Persons whatsoever, (whether the same shall be or not be for Sale), the Sum of Three-pence, and so proportionably for a greater or less Quantity; to be paid by the Maker or Makers thereof respectively.

Mum 10 s.
per Barrel:

For every Barrel of Mum, which at any Time or Times, from and after the said Twenty-third Day of June, One thousand seven hundred and seventy-eight, and before the said Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, shall be made or imported within that Part of Great Britain called Scotland, the Sum of Ten Shillings, over and above all Duties payable for the same.

Cyder and
Perry made
for Sale, 4 s.
per Hoghead.

For all Cyder and Perry, which at any Time or Times, from and after the said Twenty-third Day of June, One thousand seven hundred and seventy-eight, and before the said Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, shall be made for Sale within that Part of Great Britain called Scotland, (over and above all other Duties payable for Cyder and Perry made and sold by Retail), the Sum of Four Shillings for every Hoghead, and so in proportion for a greater or less Quantity; to be paid by the respective first Buyers or Retailers thereof.

How these
Duties are to
be raised, &c.

Which said several and respective Duties, by this Act granted and continued respectively, shall be raised, levied, collected,

collected, and paid unto his Majesty, his Heirs and Successors, during the Time and Term aforesaid, by the same Ways, Means, and Methods, and by such Rules and Directions, and with such and the like Allowances and Repayments proportionably, and under such Penalties and Forfeitures, and with such Power of Mitigation, and other Powers, in all Respects not otherwise directed by this Act, as are prescribed, mentioned, or expressed, in the said former Act, or in any other Act or Acts of Parliament thereby referred unto, or any of them, for or concerning the Duties by them, or any of them, granted or continued; and that the same Act, formerly made and passed, and the said other Acts hereby referred unto, as for and concerning the said Duties upon Salt, Gum, Cyder, and Perry, and every Article, Rule, Clause, Matter, and Thing, in them, or any of them, contained, or thereby referred unto, and now being in Force, and not otherwise altered by this Act, shall be and continue in full Force and Effect, to all Intents and Purposes, for raising, levying, collecting, securing, and accounting for the Rates, Duties, and Impositions, hereby granted and continued respectively, and for levying and recovering the Penalties and Forfeitures, and making any Mitigations and proportional Allowances, and all other Matters and Things, during the Continuance of this Act, as fully as if the same were particularly and at large repeated in the Body of this present Act.

And whereas it is the true Intent and Meaning of this present Act, that the full and entire Sum of Twenty thousand Pounds of lawful Money of Great Britain, clear of all Charges and Expences of Management and Collection, shall be raised out of that Part of Great Britain called Scotland, for the Service of the Year One thousand seven hundred and seventy-eight, by the said Duties upon Gum, Cyder, and Perry, to be charged there, as aforesaid, and by a Salt Tax to be raised and levied as in England, by a Duty of Three-pence per Bushel on all Salt made and consumed in Scotland: And in case the said Duties upon Gum, Cyder,
and

20,000*l.* to be
raised in Scot-
land.

In case of De-
ficiency, an
additional
Duty to be
laid on Malt.

and Perry, and the said Duty of Three-pence per Bushel upon Malt, to be charged in Scotland, by virtue of this Act, being duly surveyed and collected, shall not be sufficient effectually to raise and answer the said Sum of Twenty thousand Pounds in nett Money, after all Charges and Deductions whatsoever, that such Deficiency shall be made good by a Surcharge to be made upon all Makers of Malt in that Part of Great Britain called Scotland, in proportion to the Malt they shall respectively make between the Twenty-third Day of June, One thousand seven hundred and seventy-eight, and the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine; be it therefore enacted by the Authority aforesaid, That, after the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, in case it shall appear to the Commissioners of the Excise for the Time being in that Part of Great Britain called Scotland, that the said Duties upon Hum, Cyder, and Perry, and upon Malt made in Scotland, by this Act granted, as aforesaid, shall not be sufficient to answer the clear Sum of Twenty thousand Pounds, as aforesaid; then, and in such Case, it shall and may be lawful for the said last-mentioned Commissioners of Excise, and the Officers under them, to make a proportional Surcharge upon all and every the Person and Persons who shall have made any Malt in that Part of Great Britain called Scotland, within the Year ending the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, or so much Money, by way of additional Duty, upon all the Malt made by such Person or Persons respectively as shall make good such Person or Persons proportional Part of such Deficiency; which said Surcharges shall be paid to the respective Collectors of the said Duties on Malt by the respective Persons on whom the same shall be so made, within One Month after the same shall be so surcharged; or, in Default thereof, the respective Person or Persons who shall neglect or refuse to make such Payment shall forfeit Treble the Sum upon him, her, or them respectively surcharged as aforesaid; to be recovered in such Man-

ner as the Duty of Three-pence per Bushel may be recovered by virtue of this Act, or any other Act or Acts of Parliament herein-before recited or referred unto; which said Surcharge by Way of additional Duty, for making good the Deficiency of the said Sum of Twenty thousand Pounds, (if any such Deficiency there shall be), shall be computed and settled as followeth; that is to say, As the particular Quantity of Malt made by each such Maltster or Maker of Malt, in Scotland, within the said Year, ending the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, shall bear Proportion to the whole Quantity of Malt made in Scotland within the same Year, so the particular Surcharge to be made upon such particular Maltster or Maker of Malt, for or towards making good the said Deficiency, shall bear Proportion to the whole Sum which shall be found to be deficient, as aforesaid.

Provided nevertheless, and be it declared by the Authority aforesaid, That if the said Rate of Three-pence per Bushel shall produce a greater Sum than the said Sum of Twenty thousand Pounds, clear of all Charges of Management, the Surplusage so produced over and above the said clear Sum of Twenty thousand Pounds, shall be wholly applied towards the encouraging and promoting the Fisheries, and such other Manufactures and Improvements in Scotland, as may most conduce to the general Good of the United Kingdom, and to no other Use, Intent, or Purpose whatsoever; in such Manner as directed by an Act, passed in the Thirteenth Year of the Reign of His late Majesty King George the First, intituled, An Act for encouraging and promoting Fisheries, and other Manufactures and Improvements, in that Part of *Great Britain* called *Scotland*.

Surplus to be applied to the Fisheries, &c.

And it is hereby declared and enacted, That in all Cases where the herein-before recited Act of the First Year of His present Majesty's Reign did relate to any Day or Time within the Year which commenced from the Twenty-third Day of June, One thousand seven hundred and sixty-one, this present Act doth and shall relate to the like Day and Time within the Year commenced from the said Twenty-third Day of June, One thousand seven hundred and seventy-eight.

This Act to relate to the same Day and Time as the Act 1 Geo. III. did.

M m

And

Malt brought
from Scotland
by Sea to be
entered at the
Port of Land-
ing:

Brought by
Land, to be
entered at
Berwick or
Carlisle.

Malt not duly
entered, &c.
to be forfeited.

And it is hereby further enacted by the Authority aforesaid, That all Malt made in Scotland, not to be consumed there, which at any Time or Times between the Twenty-third Day of June, One thousand seven hundred and seventy-eight, and the Twenty-fourth Day of June, One thousand seven hundred and seventy-nine, shall be brought into England, Wales, or the Town of Berwick upon Tweed, shall, in case the same be brought by Sea, be entered with the Officer for the said Duties of the Port where the same shall be so brought into England, Wales, or the Town of Berwick upon Tweed, aforesaid, and the Sum of Sixpence per Bushel for the Duties thereof shall be paid to such Officer before landing thereof, unless a Certificate from the proper Officer be produced, that it hath paid the said Duty of Three-pence per Bushel in Scotland; and, if such Certificate be produced, then there shall be paid no more than Three-pence per Bushel, by virtue of this Act, for such Malt so brought into England: And in case the same be brought by Land, such Malt shall pass and be carried by and through the Towns of Berwick or Carlisle, and there entered with the Officer for the said Duties in such of the said Towns by or through which such Malt shall be so carried; and the like Duty of Sixpence per Bushel for the same shall be paid down in ready Money, unless such Certificate be produced, as aforesaid; but, upon producing thereof, then there shall be paid no more than Three-pence per Bushel, by virtue of this Act; on pain of forfeiting all such Malt, or the Value thereof, as shall be landed or put on Shore, or be brought into England, without such Entry or Payment of Duties as aforesaid: And in case any Malt made in Scotland shall, during the said Term, be found coming out of Scotland, or be brought from thence by Land, by or beyond the Towns before mentioned, without Entry or Payment of the Duties thereof, then all such Malt, or the Value thereof, shall be forfeited, and may be seized by any Officer of Excise, for His Majesty's Use; One Moiety of the aforesaid Forfeiture to be and go to the King's Majesty, and the other Moiety thereof to such Person or Persons as shall inform, seize, or sue for the

the same, or the Value thereof; and to be recovered and levied by such Ways, Means, and Methods, as any Penalties and Forfeitures are, by this or any the former Acts relating to the Salt Duties, to be recovered and levied; or by Action of Debt, or upon the Case, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster; wherein no Essoin, Protection, Privilege, Wager of Law, or more than One Imparlance, shall be allowed.

Provided always, That nothing in this Act contained shall extend to charge with the said Four Shillings per Hogshead, by this Act laid on Cyder and Perry, any Cyder or Perry sold to any Distiller or Maker of Strong Waters, for such Cyder or Perry as shall be used in distilling only; any Thing in this Act, or any former Act, to the contrary notwithstanding.

Cyder, &c. for
distilling not
chargeable.

And be it further enacted by the Authority aforesaid, That, from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, all and every Distiller or Distillers that shall receive any Quantity of Cyder or Perry into his, her, or their Custody, shall give Notice in Writing to the proper Officer under whose Survey such Distiller shall reside, Forty-eight Hours before he, she, or they, shall begin to put any Quantity whatsoever of the same into any Still or Stills, to be drawn into Low Wines or Spirits: And if any such Distiller or Distillers shall neglect or omit to give such Notice, or if it shall appear that any Quantity whatsoever of such Cyder or Perry hath been disposed of, or made use of, by any such Distiller or Distillers, in any other Way but in Distillation only, he, she, or they shall respectively forfeit and lose the Sum of Five Pounds; which said Sum of Five Pounds shall be sued for, levied, recovered, and mitigated, by such Ways and Means as any Penalty or Fine for any Offence committed by any Person or Persons against any of the Laws of Excise can or may be sued for, levied, recovered, and mitigated, or by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster; and that One Moiety thereof shall be to His Majesty, His Heirs and Successors, and the other

Distiller to
give Notice to
Officer when
he distils Cy-
der.

§ 1. Penalty
for Neglect.

Moiety

Society thereof to such Person or Persons as will prosecute, inform, or sue for the same.

Maltsters, for every 20 Quarters of Grain made into Malt for Exportation, to be allowed 30 Quarters,

according to an Act 1 W. and M.

On Certificate of Malt being exported, and Security given, Allowance to be paid.

And be it further enacted by the Authority aforesaid, That, from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, there shall be allowed to Maltsters and Makers of Malt for Exportation, for every Twenty Quarters of Barley, or other Corn or Grain, that shall be entered and made into Malt for Exportation, in Cases where by Law any Bounty is allowed on the Exportation of Malt, an Allowance of Thirty Quarters, after the same shall be dried and made into Malt, and no more, upon the Exportation thereof, though, by their steeping, wetting, or watering the same, the said Twenty Quarters shall be run out to any greater Quantity exceeding the said Thirty Quarters, according to an Act of Parliament made in the First Year of the Reign of their late Majesties King William and Queen Mary, (intituled, An Act for encouraging the Exportation of Corn;) and in such Cases where, by the aforesaid Act of Parliament, they are intituled to the same; and so in proportion for a greater or less Quantity.

And be it further enacted by the Authority aforesaid, That, from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, if any Person or Persons who shall export any Malt into Foreign Parts shall produce a Certificate or Certificates from the Officer or Officers, with whom the Entry of the Corn or Grain intended to have been made into Malt shall have been made, of the particular Sum or Sums of Money that such Person or Persons is or are intituled to receive, according to the aforesaid Allowance of Thirty Quarters of Malt for every Twenty Quarters of Corn or Grain, and so in proportion for a greater or less Quantity that shall have been entered to be made into Malt for Exportation, (which Certificates the said Officers are hereby, upon Demand, required to give gratis), and upon such Person or Persons giving sufficient Security before the Shipping thereof for Exportation, that the particular Quantity of Malt which shall be intended to be exported, as aforesaid, or any Part thereof, shall not be relanded, or brought again into any Part

Part or Parts of Great Britain, (which Security the Customer or Collector of the Port where the same is intended to be exported is hereby directed and authorised to take, in His Majesty's Name, and to His Majesty's Use), then the Collector or Chief Officer of the Port where such Malt shall be exported shall give to the Exporter thereof a Certificate or Debenture, directed to the proper Person or Persons by whom the said Allowance, by the aforesaid Act of Parliament, is directed to be paid; which Certificate or Debenture being produced to such Person or Persons, he is hereby required to pay such Allowance to the Persons or their Agents, so exporting the same.

Provided always, That if, after the Shipping of any such Malt to be exported, and the giving such Security, as aforesaid, in order to obtain the aforesaid Allowance, the Malt so shipped to be exported, or any Part thereof, shall be reloaded in any Part of Great Britain; that then, and in every such Case, over and above the Penalty of the Bond, which shall be levied and recovered to His Majesty's Use, all the Malt which shall be reloaded, and Treble the Value thereof, shall be forfeited; that is to say, One Moiety thereof to the King, and the other Moiety thereof to the Person or Persons who shall seize, inform, or sue for the same.

Penalty on re-
loading.

And whereas Maltsters and Makers of Malt for Exportation do frequently mix the Produce of Two or more Steepings of Corn or Grain, that have been entered to be made into Malt for Exportation, on or as soon as it comes off from the Kiln, by reason whereof the Officers for the Duties on Malt cannot ascertain the real Produce thereof, by which Means great Quantities of each Steeping of such Malt are or may be privately conveyed away, and made use of for Home Consumption, though the same has not been charged with the Duty, as all Malt made for Home Consumption ought to be; be it enacted by the Authority aforesaid, That, from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, all and every Maltster or Maltsters, Maker or Makers of Malt for Exportation, shall keep the whole and entire Quantity of his, her, or their

Every Steeping of Malt for Exportation to be kept separate till measured.

Corn or Grain making into Malt for Exportation of One Steeping or Wetting, when the same shall be on the Kiln, or after the same shall be taken off the Kiln, separate and apart from all and every Part of any other former Steeping or Wetting of Corn or Grain, until the same shall have been measured by such Maltsters or Makers of Malt, in the Presence of some Officer or Officers for the Duty upon Malt, on Pain of forfeiting and losing the Sum of Fifty Pounds.

Maltsters to
give Notice to
Officers, &c.

And be it further enacted by the Authority aforesaid, That, from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, all such Maltsters or Makers of Malt for Exportation shall give Notice in Writing to some Officer or Officers of the Duties upon Malt, or shall leave Notice in Writing at the next Office of Excise where the Journal is kept, of the Hour when he, she, or they, shall intend to take any Malt off the Kiln or Kilns, that such Officer or Officers may attend the measuring of such Malt; and after such Malt has been measured, the same shall be immediately carried on Shipboard, if intended to be then exported, or else shall be immediately locked up and secured in some Storehouse, or other Place, belonging to such Maltsters or Makers of Malt, in the Presence of the said Officer or Officers, on Pain of forfeiting the Sum of Fifty Pounds.

Penalty on
clandestinely
opening the
Locks, etc.
of any Store-
house.

And be it further enacted by the Authority aforesaid, That, from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, if any such Maltster or Maltsters, or Maker or Makers of Malt, or any other Person or Persons whatsoever, by his Order, Privy, or Direction, after any Steeping or Making of Malt shall have been locked up and secured in any Storehouse, or other Place or Places, in Manner as aforesaid, shall open any of the Locks or Doors, or shall make any Way or Kind of Entrance into such Storehouse, or other Place or Places, or shall remove any Part whatsoever of the Partition between any such Storehouse or Place and any other Place or Places whatsoever next thereunto adjoining, or shall remove out
of

of the said Storehouse, or other Place, any Quantity whatsoever of the Malt that has been so locked up and secured, without the Knowledge and Consent of, or without first having given Notice to, some Officer or Officers for the said Duties; he, she, or they, shall respectively forfeit and lose the Sum of One hundred Pounds.

And the better to enable the Officers for the Duties upon Malt to discover whether all such Malt made for Exportation, and that has been locked up and secured in any Storehouse, or other Place or Places, to be exported, has been really exported, be it enacted by the Authority aforesaid, That all and every such Maltster or Maltsters, Maker or Makers of Malt, that, on the said Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, shall have any Quantity of Malt locked up and secured in any Storehouse, or any other Place or Places, as is before directed, to be exported, shall, within Fifteen Months next after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, remove and clear out of his Storehouse, or other Place or Places, all and every Part and Parcel thereof, that at any Time after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, shall be locked up and secured in such Storehouse, or other Place, in order to be exported; and shall always, from Time to Time, in every Fifteen Months, remove and clear out of such Storehouse, or other Place or Places, in order to be exported, all and every Part or Parcel of Malt that, at any Time within every Fifteen Months after the last Clearing, shall be locked up and secured in any Storehouse, or in any other Place or Places that shall be made use of by him, her, or them, for the keeping of Malt for Exportation, on Pain of forfeiting and losing the Sum of Fifty Pounds.

Maltsters, on June 24, 1778, to clear out of their Warehouses all Malt within Fifteen Months,

on Pain of forfeiting 50*l*.

And be it further enacted by the Authority aforesaid, That, from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, all and every Person or Persons whatsoever, that shall become Maltsters or Makers of Malt for Exportation, and shall make use of any Storehouse or Storehouses, Place or Places,

All Maltsters, after June 24, 1778, shall clear their Storehouses every 15 Months,

Places, for the keeping of Malt for Exportation, shall, within Fifteen Months after the Beginning to make use of any such Storehouse or Storehouses, or such other Place or Places, remove and clear out of such Places, to be exported, all and every Part and Parcel of such Malt, that at any Time or Times shall have been put into such Place or Places, within Fifteen Months after he, she, or they, shall have begun to make use of such Place or Places; and shall always, from Time to Time, remove and clear out of such Storehouse, or other Place, to be exported, all and every Quantity of Malt whatsoever, that within every Fifteen Months after the last Clearing shall at any Time be locked up and secured in such Storehouse or Storehouses, or any other Place or Places that shall be made use of by him, her, or them, for the keeping of Malt for Exportation, on Pain of forfeiting and losing the Sum of Fifty Pounds.

on Penalty of
50*l*.

Clauses in an
Act 12 *Annæ*,

And whereas by a Clause in an Act of Parliament, made in the Twelfth Year of the Reign of Her late Majesty Queen Anne, (intituled, An Act for granting to Her Majesty Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year One thousand seven hundred and thirteen; and for making forth Duplicates of Lottery Tickets, lost, burnt, or destroyed; and for enlarging the Time for adjusting Claims in several Lottery Acts, and to punish the counterfeiting or forging of Lottery Orders; and for explaining a late Act in relation to Stamp Duties on Customary Estates which pass by Deed and Copy;) it was enacted, That if any Maltster or Maker of Malt for Sale, during the Continuance of the Duties on Malt by the said Act granted, should tread, ram, or otherwise force together in the Cistern, Utting-fat, or Couch, any Corn steeping or steeped, in order to the making into Malt; every such Maltster or Maker of Malt for Sale should, for every such Offence, forfeit and lose the Sum of Two Shillings and Sixpence for every Bushel of Corn steeping or steeped that should be so pressed, trodden, rammed, or forced: And whereas by One other Clause in an Act of Parliament, passed in the Sixth Year of the Reign of His late Majesty King George the First, (intituled, An

and 6 *Geo. I.*

Act

Act for preventing Frauds and Abuses in the publick Revenues of Excise, Customs, Stamp Duties, Post Office, and House Money), it was enacted and declared, That if, ^{recited.} from and after the Four and twentieth Day of June, One thousand seven hundred and twenty, any Corn in any Cistern or Utting-fat, steeping or steeped, in order to the making thereof into Malt, by any Maltster or Maker of Malt, (other than Compounders for the Duty on Malt), was or should be found so hard, close, and compact, as it could not be unless the same had by some Means or other been forced together to prevent the Rising and Swelling thereof, every Maltster and Maker of Malt, (other than Compounders for the Duty on Malt), where the same shall be so found, should, in every such Case, forfeit and lose the Sum of Two Shillings and Sixpence per Bushel for every Bushel of such Corn, steeping or steeped, which should be found so hard, close, and compact, as aforesaid; which said recited Clauses have been duly continued, and are still in Force: And whereas by the last recited Clause no Penalty is provided where Corn steeped, in order to the making thereof into Malt, should be found in the Couch so hard, close, and compact, as it could not be unless the same had by some Means or other been forced together to prevent the Rising and Swelling thereof; and the Penalties provided by the forementioned Clauses have, by Experience, been found ineffectual to prevent the fraudulent Practice of pressing, treading, ramming, or otherwise forcing together in the Cistern, Utting-fat, or Couch, the Corn or Grain steeping or steeped, in order to the making thereof into Malt, to the Prejudice of His Majesty's Revenue, and Discouragement of the fair Traders; be it therefore enacted and declared by the Authority aforesaid, That, from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, if any Corn or Grain, in any Cistern, Utting-fat, or Couch, steeping or steeped, in order to the making thereof into Malt, by any Maltster or Maker of Malt, (other than Compounders for the Duty on Malt), is or shall be found so hard, close, and compact, as it could not be

O O

unless

5s. per Bushel
Penalty on all
Corn steeping
or steeped for
making Malt,
which shall be
found in the
Cistern or
Couch so hard
and compact,
as it could not
be unless the
same had been
forced toge-
ther to prevent
the Rising.

unless the same had by some Means or other been forced together to prevent the Rising and Swelling thereof, every Maltster and Maker of Malt, (other than Compounders for the Duty on Malt,) where the same shall be so found, shall, in every such Case, forfeit and lose the Sum of Five Shillings for every Bushel of such Corn or Grain, steeping or steeped, which shall be found so hard, close, and compact, as aforesaid; and Proof being made thereof, the same shall be deemed conclusive Evidence of the Fact, and shall subject the Maltster or Maker of Malt to the aforesaid Penalty of Five Shillings per Bushel.

100 l. Penalty on fraudulent-
ly conveying
from the Ci-
stern, &c. any
Steeping of
Corn, and
mixing the
same with
other Corn
charged with
the Duty in
the Couch;

And whereas many Maltsters or Makers of Malt do fraudulently convey away from the Cistern, Utting-fat, or other Wetting-place or Utensil, Steepings, or Part of Steepings, of Corn or Grain making into Malt, and mix such Corn or Grain, so conveyed away, with and amongst Couches or Floors of other Corn or Grain making into Malt, which are then depending and in Operation, that have been gauged or charged with the Duty in the Couch; and in case the Officer has taken his Gauge of the Corn or Grain steeping in the Cistern, Utting-fat, or other Wetting-place or Utensil, such Maltsters or Makers of Malt supply the Deficiency with fresh Barley, or other Corn or Grain, in the Absence and without the Privy of the Officer, in order to prevent a Discovery of such Corn or Grain having been conveyed away; and such Corn or Grain so conveyed away and mixed, by an artful and fraudulent Manner of working, seldom is charged with any Duty in the Floor; which Practice is greatly detrimental to the Revenue and fair Traders: For Remedy thereof, it is hereby enacted by the Authority aforesaid, That, from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, if any Maltster or Maker of Malt shall fraudulently convey away, or cause or procure, or permit or suffer, to be conveyed away from the Cistern, Utting-fat, or other Wet-
ting-place or Utensil, any Steeping, or Part of any Steeping of Corn or Grain making into Malt, and shall mix such Corn or Grain so conveyed away with and amongst any such Couch or Couches, Floor or Floors,

of other Corn or Grain making into Malt, which are then depending and in Operation, and which have been gauged or charged with the Duty in the Couch; or if any Maltster or Maker of Malt shall fraudulently convey away, or cause or procure, or permit or suffer, to be conveyed away from the Cistern, Utting-fat, or other Metting-place or Utensil, any Steeping, or Part of any Steeping, of Corn or Grain making into Malt, so that no Gauge of such Corn or Grain so conveyed away can be taken in the Couch by the Officer; then, and in each of the said Cases, every such Maltster and Maker of Malt so offending shall, for every such Offence, forfeit and lose the Sum of One hundred Pounds.

or fraudulent-
ly conveying
the same away,
so that no
Gauge of such
Corn can be
taken in the
Couch.

And be it further enacted by the Authority aforesaid, That all Fines, Penalties, and Forfeitures for any Offences against this Act, shall be sued for, levied and recovered, or mitigated, by the same Ways, Means, and Methods, as any Penalty or Forfeiture, given by any of the Laws of Excise upon Beer, Ale, and other Liquors, can or may be sued for, levied, recovered, or mitigated, or by any Law or Laws of Excise, or by Action of Debt, Bill, Complaint, or Information, in any of His Majesty's Courts of Record at Westminster; and that One Moiety of such Fines, Penalties, and Forfeitures, shall be to the Use of His Majesty, His Heirs and Successors, and the other Moiety to him or them that shall discover, inform, or sue for the same.

How Penalties
are to be re-
covered.

Provided always, and it is hereby enacted, That nothing in this Act contained shall extend, or be construed to extend, to charge any Person or Persons with the Duty upon Cyder or Perry, such Person or Persons buying the same for his or their private Use only, and not being a Dealer or Dealers in Cyder or Perry, or a Retailer or Retailers thereof.

Buyers of Cy-
der and Perry
for their pri-
vate Use not
to be charged.

And be it further enacted by the Authority aforesaid, That every Person or Persons whatsoever, who shall, after the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, sell any Quantity of Cyder or Perry, or either of them, in less Quantity than Twenty Gallons at a Time, whether the same be made from Fruit

Persons sell-
ing less than
20 Gallons to
be deemed
Retailers.

of

of his, her, or their own Growth, or from bought Fruit, shall be deemed and taken to be a Dealer in Cyder and Perry, and a Retailer thereof, and shall be subject and liable to the Duty of Four shillings per Hogshead for such Quantity of Cyder and Perry so sold, over and above all other Duties payable for Cyder and Perry sold by Retail; and that every Dealer in, and Retailer of, Cyder and Perry, and other Person and Persons receiving into his, her, or their Custody or Custodies, any Quantity of Cyder and Perry, or either of them, for Sale, and every Person or Persons who shall buy Fruit to make into Cyder or Perry, or either of them, for Sale, shall make a true and particular Entry, in Writing, of the several and respective Storehouses, Rooms, Cellars, Vaults, and other Place and Places by him, her, or them, respectively made use of for the making and keeping of Cyder and Perry, or either of them, at the Office of Excise within the Compass or Limits whereof such respective Storehouses, Rooms, Cellars, Vaults, and other Place or Places, shall be situated, on Pain of forfeiting the Sum of Fifty Pounds for every such Storehouse, Room, Cellar, Vault, or other Place, which, from and after the said Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, shall be made use of by any such Dealer or Retailer, Receiver or Maker respectively, without making such Entry thereof as aforesaid; and that all Duties, Fines, Penalties, and Forfeitures by this Act imposed, shall be sued for, levied, recovered, or mitigated, by such Ways, Means, and Methods, as any Duty, Fine, Penalty, or Forfeiture, is or may be recovered or mitigated by any Law or Laws of Excise, or by Action of Debt, Bill, Complaint, or Information, in any of His Majesty's Courts of Record at Westminster; and that One Moiety of every such Fine, Penalty, or Forfeiture, shall be to His Majesty, His Heirs and Successors, and the other Moiety to him, her, or them, that shall discover, inform, or sue for the same: And if any Person or Persons shall at any Time be sued for any Thing done by him, her, or them, in pursuance of this Act, he and they shall and may plead the General Issue, and give this Act for his or their Defence; and if upon the

the Trial a Verdict shall pass for the Defendant, or the Plaintiff shall be nonsuited, then such Defendant or Defendants shall have Treble Costs to him, her, or them awarded, against such Plaintiff or Plaintiffs.

And whereas by an Act, made in the Sixth Year of His Majesty's Reign, (intituled, An Act for repealing the Duties granted upon Cyder and Perry by an Act made in the Third Year of His present Majesty's Reign; and for granting other Duties on Cyder and Perry in lieu thereof; and for more effectually securing the Duties on Cyder and Perry imposed by several former Acts), a Duty after the Rate of Sixteen Shillings and Eight-pence per Hogshead was, from and after the Fifth Day of July, One thousand seven hundred and sixty-six, laid upon all Cyder and Perry which should be made in Great Britain, and sent or consigned to any Factor or Agent who should receive the same to sell or dispose of, to be paid by such Factor or Agent: And whereas by the said Act it was provided, That if any Factor or Agent should, during the Continuance of an Act of the said Sixth Year of His Majesty's Reign, for continuing and granting to His Majesty certain Duties upon Malt, Hum, Cyder, and Perry, for the Service of the Year One thousand seven hundred and sixty-six, be charged with and pay the Duty of Four Shillings per Hogshead upon any Quantity of Cyder or Perry thereby granted, and chargeable upon him or her as Receiver thereof, such Factor or Agent should, for every Hogshead of such Cyder or Perry so charged, stand discharged of Four Shillings, Part of the said Sixteen Shillings and Eight-pence; and it was thereby declared, That Cyder or Perry made in Great Britain in no case whatsoever should be chargeable with more than Sixteen Shillings and Eight-pence per Hogshead: Therefore, to prevent any Doubts or Difficulties with respect to the charging or Payment of the Duties hereby continued or granted, and to secure the Cyder and Perry, in the Possession of such Factors and Agents, from being liable to a greater Duty than Cyder or Perry which shall be received or disposed of by other Persons will be subject to; be it enacted and declared by the Authority aforesaid,

P p

That

Clause in an
Act 6 Geo. III.
recited.

Where the
Duty granted
by this Act on
Cyder or Perry,
in Custody
of a Factor,
shall be cer-
tified to have
been charged,
the Factor
shall be dis-
charged
thereof.

That in case any Cyder or Perry shall be received into the Custody or Possession of any Factor or Agent, for which it shall appear, by a Certificate, under the Hand of the proper Officer of Excise, that the Duty continued or granted by this Act shall have been charged for such Cyder or Perry, such Factor or Agent shall, for every Hogshead of such Cyder or Perry so charged, stand discharged of Four Shillings, Part of the said Duty of Sixteen Shillings and Eight-pence; and that Cyder and Perry shall not, in any Case or Cases whatsoever, be charged or chargeable with any higher or larger Duty or Duties in the Whole, (including the Duty continued or granted by this Act), than after the Rate of Sixteen Shillings and Eight-pence per Hogshead, for or on account of the same being in the Custody or Possession of all or any of the Persons liable to pay any Duty or Duties in respect thereof.

Clause of Loan
at 3 l. 10 s. per
Cent.

And it is hereby also enacted, That there shall be provided and kept, in the Office of the Auditor of the Receipt of the Exchequer, One Book or Register, in which all the Orders for Money payable by this Act shall be entered and registered; and that it shall and may be lawful to and for any Person or Persons, Natives or Foreigners, Bodies Politick or Corporate, to advance or lend to His Majesty, at the said Receipt, upon the Credit of the said Duties upon Malt, Gum, Cyder, and Perry, by this Act granted, any Sum or Sums of Money, not exceeding in the Whole the Sum of Seven hundred and fifty thousand Pounds; which Lenders shall have Interest for their forbearance of their respective Loans, not exceeding the Rate of Three Pounds and Ten Shillings per Centum per Annum, so as such Loans be allowed to be made by the Commissioners of the Treasury, or any Three or more of them now being, or by the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, who are hereby authorised to issue their Warrants for that Purpose, as fast as such Loans shall be wanted for the Publick Service; the said Interest to be paid every Three Months from the making of such Loans, until Satisfaction of the principal Sums respectively;

pectively; and that no Money so to be lent shall be rated or assessed to any Tax or Assessment whatsoever; and that every such Lender shall immediately have a Tally of Loan struck for the Money by him, her, or them lent, and an Order of the same Date for Repayment thereof, with such Interest as aforesaid; and that all such Orders shall be registered in Course according to their Dates; and all Persons thereupon shall be paid in Course, as their Orders shall stand registered, so as the Person or Persons, Natives or Foreigners, his, her, or their Executors, Administrators, or Assigns, whose Orders shall be first registered, shall be accounted the Person or Persons to be first paid, and so successively in Course; and that the Monies to come in by this Act of the said Duties, shall be in the same Order liable to the Satisfaction of the said respective Persons, their Executors, Administrators, or Assigns respectively, without undue Preference of one before another, and not otherwise; and shall not be diverted or divertible to any other Use, Intent, or Purpose whatsoever; and that no Fee, Reward, or Gratuity, directly or indirectly, be demanded or taken, for providing or making any such Books or Registers, or any Entries, Views, or Searches, in or for Payment of Money lent, or the Interest thereof, as aforesaid, by any of His Majesty's Officer or Officers, their Clerks or Deputies, on Pain of Payment of Treble Damages to the Party grieved by the Party offending, with full Costs of Suit; or if the Officer himself take or demand any such Fee or Reward, then to forfeit his Place also: And if any undue Preference of one before another shall be made, in Point of Registry or Payment, contrary to the true Meaning of this Act, by any such Officer or Officers, then the Party offending shall be liable, by Action of Debt, or on the Case, to pay the Value of the Debt, with full Costs of Suit, to the Party aggrieved, and be forejudged of his Place or Office; and if such Preference be unduly made by any his Deputy or Clerk, without Direction or Privy of his Master, then such Deputy or Clerk only shall be liable to such Action, Debt, Damages, and Costs, and shall be for ever incapable of his Place or Office: And in case the Auditor of the Receipt shall not direct,

Tallies of
Loan to be
struck, &c.

Orders to be
registered and
paid in Course.

No Fee for
registering,
&c.

Penalty for
undue Prefer-
ence.

direct, or the Clerk of the Pells record, or the Tellers make Payment, according to each Person's due Place and Order, as before directed; then he or they shall be adjudged to forfeit, and the respective Deputies or Clerks therein offending to be liable to such Action, Debt, Damages, and Costs, in such Manner as aforesaid: All which said Penalties, Forfeitures, Damages, and Costs, to be incurred by any the Officers of the Exchequer, or any their Deputies or Clerks, shall and may be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster; wherein no Essoin, Protection, Privilege, Wager of Law, Injunction, or Order of Restraint, shall be in any-wise granted or allowed.

It shall not be
deemed undue
Preference,
where Tallies
are dated or
brought the
same Day:

Provided always, That if it shall happen that several Tallies of Loan, or Orders for Payment, as aforesaid, bear Date, or be brought the same Day to the Auditor of the Receipt to be registered; then it shall be interpreted no undue Preference which of those be entered first, so as he enters them all the same Day.

Nor if subse-
quent Orders
be paid before
such as were
not demanded
in Course.

Provided also, That it shall not be interpreted any undue Preference, to incur any Penalty in point of Payment, if the Auditor direct, and the Clerk of the Pells record, and the Tellers do pay subsequent Orders to Persons that come and demand their Monies, and bring their Orders, before other Persons who did not come to take their Monies, and bring their Orders in Course, so as there be so much Money reserved as will satisfy precedent Orders; which shall not be otherwise disposed of, but kept for them; Interest upon Loan being to cease from the Time the Money is so reserved and kept in Bank for them.

Orders assign-
able.

And be it further enacted, That all and every Person and Persons, to whom any Money shall be due for Loans by virtue of this Act, after Order entered in the Book of Register aforesaid, his, her, or their Executors, Administrators, or Assigns, by proper Words of Assignment, to be indorsed on his, her, or their Order, may assign and transfer his, her, or their Right, Title, Interest, and Benefit, of such Order, or any Part thereof, to any other; which being notified in the Office of the Auditor of the Receipt aforesaid, and an Entry or Memo-
rial

rial thereof also made in the Book of Registry, as aforesaid, for Orders, (which the Officers shall, upon Request, without Fee or Charge, accordingly make), shall intitle such Assignee, his, her, or their Executors, Administrators, Successors, or Assigns, to the Benefit thereof, and Payment thereon; and such Assignee may, in like Manner, assign again, and so toties quoties; and afterwards it shall not be in the Power of such Person or Persons who have or hath made such Assignment to make void, release, or discharge the same, or any the Monies thereby due, or any Part thereof.

And, to the End there may be no Want or Failure of a certain Sum, not to exceed in the Whole Seven hundred and fifty thousand Pounds, to be raised either by such Loans as aforesaid, or by issuing Exchequer Bills, as is herein-after mentioned, or by both or either of those Ways or Means, for the publick Service; be it further provided and enacted by the Authority aforesaid, That in case the Commissioners of His Majesty's Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall judge it more advisable to raise the said Sum of Seven hundred and fifty thousand Pounds, or any Part thereof, by Exchequer Bills, instead of such Loans, as aforesaid; that then they respectively are hereby authorised and impowered, at any Time or Times, at Once, or by such Proportions at a Time as they respectively shall find to be most for the Advantage of the Publick, to prepare and make, or cause to be prepared and made, at the Exchequer, in such Method and Form as they or he shall think most safe and convenient, any Number of new Exchequer Bills, containing One common Sum, or different Sums, in the Principal Monies; so that in case there shall be no Loans made, then all the principal Sums to be contained in the said Bills to be made forth by this Act shall not exceed Seven hundred and fifty thousand Pounds; and in case any such Loans shall be made, as aforesaid, then all the principal Sums to be contained in the said Bills to be made forth by this Act, together with such Loans so made, shall not exceed the said Sum of Seven hundred and fifty thousand Pounds.

Commissioners of the Treasury impowered to prepare any Number of Exchequer Bills of One common Sum, or different Sums, in the principal Monies.

Bills to bear
Interest at 3/
10 s. per Cent.
per Ann.

And be it further enacted by the Authority aforesaid, That the said Bills to be prepared and made in pursuance of this Act shall and may bear an Interest not exceeding the Rate of Three Pounds and Ten Shillings per Centum per Annum, and proportionably for any greater or less Sum to be contained therein, and to be payable to the Bearers thereof respectively; nevertheless the said Interest shall be abated and saved upon such of the said Bills to be made forth by this Act as shall at any Time or Times be in the Receipt of the Exchequer, or in the Hands or Power of any Receivers or Collectors of any Tares, Aids, or Revenues whatsoever, payable to His Majesty, His Heirs and Successors, during such Time and Times respectively as such Bills shall be or remain in the said Receipt, or in such Hands or Power, as aforesaid.

These Bills to
be numbered
arithmetically.

And it is hereby enacted, That all the said Bills, so to be prepared and made, shall be numbered arithmetically, beginning with No. I. and so proceeding in an arithmetical Progression ascending, wherein the common Excess or Difference shall always be One, and shall be registered accordingly, so that the principal Sum to be contained in every such Bill (after Repayment of the Loans which shall have been made as aforesaid, if any such be, with the Interest thereof, or reserving Money sufficient for that Purpose) may regularly be paid off and discharged, in Course, according to the Number of every such Bill as it shall stand in the said Register; and that the Interest upon all and every the said Bills shall be payable every Three Months, according to the Purport and true Meaning of this Act; and that upon every such Bill there shall be indorsed, printed, or written, in Words at Length, or in Figures, the Sum after which the Principal to be contained therein shall be payable in such Course as aforesaid, according to the Purport and true Meaning of this Act.

Treasurer to
direct the
Course of Pay-
ment for
Loans or Ex-
chequer Bills,

Provided always, and be it enacted by the Authority aforesaid, That in case the said Sum, not exceeding Seven hundred and fifty thousand Pounds, shall be raised partly by Loans, and partly by Exchequer Bills, according to the Powers before given by this Act; that then, and in such Case, it shall and may be lawful to and for the

the Commissioners of His Majesty's Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, when and as often as they shall, by virtue of the said Powers, direct any such Loans to be taken, or any such Exchequer Bills to be made out, at the same Time also to direct and appoint the Course and Order in which such Loans and Exchequer Bills shall stand upon the said Register, and after what Time they shall respectively begin to be payable in Course, out of the Monies arising by this Act, so as no subsequent Loans or Exchequer Bills be made to alter the Course at first appointed for prior Loans or Exchequer Bills, at the Time of taking in, or making out, such prior Loans or Exchequer Bills; any Thing herein-before contained to the contrary notwithstanding.

And it is hereby further enacted, That all the said Bills shall be prepared and made with such Cheques, Indents, or Counterfoils, as shall be directed by the Commissioners of the Treasury, or any Three or more of them now being, or by the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being; and that the Person or Persons appointed, or who shall be appointed, to pay off the said Bills in Course, shall, from Time to Time, have the Use and Custody of One Part of all the Cheques, Indents, or Counterfoils, of the said Exchequer Bills, to be prepared and made by virtue of this Act, from which the said Bills shall have been cut, to prevent his or their being imposed upon by counterfeit or forged Bills; and that the Undertakers or Contractors for exchanging or circulating the said Bills, or such of them as shall be current, shall, from Time to Time, have the Use and Custody of One other Part of all the said Cheques, Indents, or Counterfoils, of the said Exchequer Bills, from which the same shall have been cut off, as aforesaid, in order to prevent their being imposed upon by any counterfeit or forged Bills; and that all the said Parts of the said Cheques, Indents, or Counterfoils, shall be delivered back into the Exchequer, when the said Bills to be made forth by virtue of this Act shall be paid off, cancelled, and discharged.

and to appoint
Cheques, etc.

The Bills to
be placed as
Cash in the
Offices of the
Tellers of
the Receipt of
Exchequer;

And it is hereby enacted, That the said Commissioners of the Treasury, or any Three or more of them now being, and the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall, and they are hereby respectively authorised and impowered to cause such Bills as shall be prepared by virtue of this Act to be placed as so much Cash in the respective Offices of the Tellers of the said Receipt of Exchequer, each and every of which Tellers shall be severally charged with a Proportion of the said Bills which shall be so placed in his Office respectively; any Law or Usage to the contrary notwithstanding.

Clauses in the
Land Tax Act
relating to
Exchequer
Bills extended
to this.

And be it further enacted by the Authority aforesaid, That all the said Bills, to be issued as aforesaid, shall be current in like Manner, and with such Privileges and Advantages, and subject to such Rules and Directions, as are prescribed and enacted by an Act of this present Session of Parliament, (intituled, An Act for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-eight), for or concerning the Exchequer Bills thereby authorised to be made forth; and that all and every the Clauses and Provisoos in the said last-mentioned Act, relating to the Currency, exchanging, or receiving, the same last-mentioned Exchequer Bills, by any publick Receivers of Aids, Tares, or Supplies, or in His Majesty's Receipt of the Exchequer; or for preventing the forging, counterfeiting, or altering the same Bills, or for making out new Bills in the Room of such as shall be filled up with Indorsements, lost, burnt, defaced, or otherwise destroyed, or for making out Exchequer Bills of five thousand Pounds each, or for making out Exchequer Bills, without bearing Interest, or for making them afterwards to bear an Interest, or a Higher or lower Rate of Interest, from Time to Time, as the Contractors shall agree to; or for preventing any Misapplication of the Fund on which the same are charged, or any other Misbehaviour of any Officers concerned in the receiving, issuing, exchanging, paying off, or cancelling, the same last-mentioned Exchequer Bills; or for enabling the Commissioners of the

Treasury, or the High Treasurer for the Time being, to contract, from Time to Time, with any Person or Persons, Body or Bodies Politick or Corporate, for Payment of the Interest of, or exchanging for ready Money on Demand, the Exchequer Bills thereby authorised to be issued, at a Rate or Premium not exceeding Three Pounds and Ten Shillings per Centum per Annum; or for preventing any Disabilities in such Contractors, or for making them not liable to be Bankrupts on account of such Contracts; or for appointing a Paymaster or Paymasters for paying off or cancelling the same Exchequer Bills in due Course and Order; shall be extended, and construed to extend, as well to the Exchequer Bills by this Act authorised to be made forth, as to the Exchequer Bills to be made forth in pursuance of the said Act for granting an Aid to His Majesty by a Land Tax, as amply, fully, and effectually, to all Intents and Purposes, as if the same Clauses or Provisoes had been particularly repeated and re-enacted verbatim in this Act.

And, to the End the same Bills, or so many of them as shall from Time to Time remain undischarged, may the better obtain a Currency for such Time as they, or any of them, are hereby intended to be current, be it further enacted by the Authority aforesaid, That the Money which shall, from Time to Time, arise at the said Receipt of the Exchequer, of or for the Rates or Duties by this Act granted, shall, from Time to Time, as the same shall arise at the said Receipt, be issued and applied at the said Receipt, for or towards paying off and discharging the Orders of Loan for the Monies which shall have been lent at the said Receipt, and for satisfying the Interest thereof, in such Course, Manner, and Form, as are before in this Act prescribed and appointed for that Purpose, until all the Principal and Interest payable upon such Orders of Loan shall be fully satisfied, or sufficient Money shall be reserved in the Exchequer for the full Payment and Satisfaction of the same, or the Monies which shall from Time to Time arise at the said Receipt of Exchequer, of or for the said Rates and Duties by this Act granted, shall from Time to Time, as the same shall arise at the said Receipt, be issued

How the Money arising by this Act shall be applied.

to such Paymaster; by way of Imprest, and upon Account, for or towards paying off and discharging the said Exchequer Bills which shall have been made forth by virtue of this Act, in such Course as aforesaid, and for and towards the Charge of circulating and exchanging the same Bills, or any of them, and for or towards such other Payments as are in, and by this Act directed or allowed to be made or discharged out of the same; and for no other Use, Intent, or Purpose, whatsoever.

Treasury, on
Sept. 29, 1779,
to take an Ac-
count of all
Monies raised
and discharg-
ed.

And be it further enacted by the Authority aforesaid, That, on the Twenty-ninth Day of September, One thousand seven hundred and seventy-nine, or within Ten Days after, the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall cause a true and perfect Account, in Writing, to be taken and attested by the proper Officers, of all the Monies which shall have been raised by Loans, or by Exchequer Bills, or by any or either of those Ways or Means, for or towards the said Sum, not exceeding Seven hundred and fifty thousand Pounds, by this Act intended to be raised, as aforesaid, and how much thereof shall, before that Time, have been paid off or discharged, and how much thereof shall then remain undischarged, upon the said Orders of Loan and Exchequer Bills respectively, or upon any or either of them; which Account shall be publickly affixed in the Office of the Auditor of the Receipt in the said Exchequer.

Unsatisfied
Monies to be
paid out of the
next Aid,

or out of the
Sinking Fund.

And it is hereby enacted and declared by the Authority aforesaid, That the Monies so remaining unsatisfied or not discharged, with the Interest due, or to grow due, for the same, shall be paid and satisfied out of the next Aid or Aids to be granted in Parliament after the said Twenty-ninth Day of September, One thousand seven hundred and seventy-nine, and shall be transferred thereunto as soon as such Aid or Aids shall be granted; and if no such Aid or Aids shall be granted, whereunto such unsatisfied Monies shall be transferred, before the Twenty-fourth Day of March, One thousand seven hundred and eighty, then the Monies so remaining unsatisfied and undischarged upon the said Orders of Loan or Ex-

chequer

chequer Bills, or any of them, with the Interest due, or to grow due, for the same, shall be, and are hereby charged and chargeable upon such Monies as at any Time or Times shall be or remain in the same Receipt, of the Surplusses, Excesses, Overplus-monies, and other Revenues composing the Sinking Fund, (except such Monies of the said Sinking Fund as are appropriated to any particular Use or Uses by any former Act or Acts of Parliament in that Behalf); and such Monies of the said Sinking Fund shall and may be issued for supplying Money to the said Paymaster for discharging the said unsatisfied Orders of Loan or Exchequer Bills in Course, as the said Commissioners of the Treasury, or the High Treasurer for the Time being, shall direct, until all the Principal and Interest which shall be or remain due upon the said Orders of Loan or Exchequer Bills, or any of them, shall be fully cleared and paid off; or Money sufficient shall be reserved for that Purpose: And if at any Time or Times, before or after any Money of the said Rates and Duties hereby granted shall be brought into the Exchequer, as aforesaid, there shall happen to be a Want of Money for paying Interest which shall be actually incurred and grown due upon the said Orders of Loan or Exchequer Bills, or any of them, or for Payment of any Premium or Rate, which shall be incurred or grown due by any Contract or Contracts to be made by virtue of this Act, for circulating and exchanging the same Bills; that then, and in every such Case, the Money so wanted shall and may be supplied out of the Monies of the said Fund commonly called The Sinking Fund, (except before excepted), and be issued accordingly.

Provided always, and be it enacted by the Authority aforesaid, That whatever Monies shall be issued out of the said Surplusses, Excesses, or Overplus-monies, and other Revenues composing the Sinking Fund, shall, from Time to Time, be replaced by and out of the first Supplies to be then after granted in Parliament; any Thing herein contained to the contrary notwithstanding.

Monies issued out of the Sinking Fund, to be replaced out of the first Supplies.

And whereas several Orders of Loan or Exchequer Bills, made upon and in pursuance of an Act of Parliament of the Sixteenth Year of His present Majesty's

Deficiency of the Malt Tax, 16 Geo. III. how to be supplied.

Reign.

Reign, for continuing the Duties upon Salt, Gum, Cyder, and Perry, still remain undischarged for want of sufficient Money arising by the said Duties being come into the Exchequer to satisfy and discharge the same, and it is uncertain how much thereof the Monies arising by the said Act will be able to answer and discharge; be it further enacted by the Authority aforesaid, That if the Money arisen, or to arise, into the Exchequer, for or on account of the said Duties, on or before the Twenty-fifth Day of March, which will be in the Year of our Lord One thousand seven hundred and seventy-eight, shall not be sufficient to discharge the whole Principal and Interest due, or to grow due, upon the several Orders of Loan or Exchequer Bills, made upon and in pursuance of the said Act; that then so much Money, as shall then appear to be wanting and deficient for answering the Purposes aforesaid, shall and may be supplied and made good out of any of the Monies arising into the Exchequer by or from the Loans or Exchequer Bills on this Act, or any other Monies or Loans that are or shall be appropriated for the Service of the Year One thousand seven hundred and seventy-eight; and the Commissioners of the Treasury, or any Three or more of them, or the High Treasurer for the Time being, shall direct and apply the same accordingly; any Thing herein-before contained to the contrary notwithstanding.

Arrears of
former Duties
to be applied
in Aid of the
Supplies
granted for
the Year 1778.

Provided nevertheless, and be it further enacted, That all the Monies which, from and after the said Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, shall and may happen to come and be paid into the Receipt of His Majesty's Exchequer, for Arrears upon the said Duties upon Salt, Gum, Cyder, and Perry, granted for the Service of the Year One thousand seven hundred and seventy-six, (after satisfying all Interest, Premiums, or Rates, then due on the said Orders of Loan or Exchequer Bills, as aforesaid), shall be issued and applied in Aid of the Supplies that shall be granted to His Majesty for the said Year One thousand seven hundred and seventy-eight; any Thing in the Act by which the said Duties were granted to the contrary notwithstanding.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

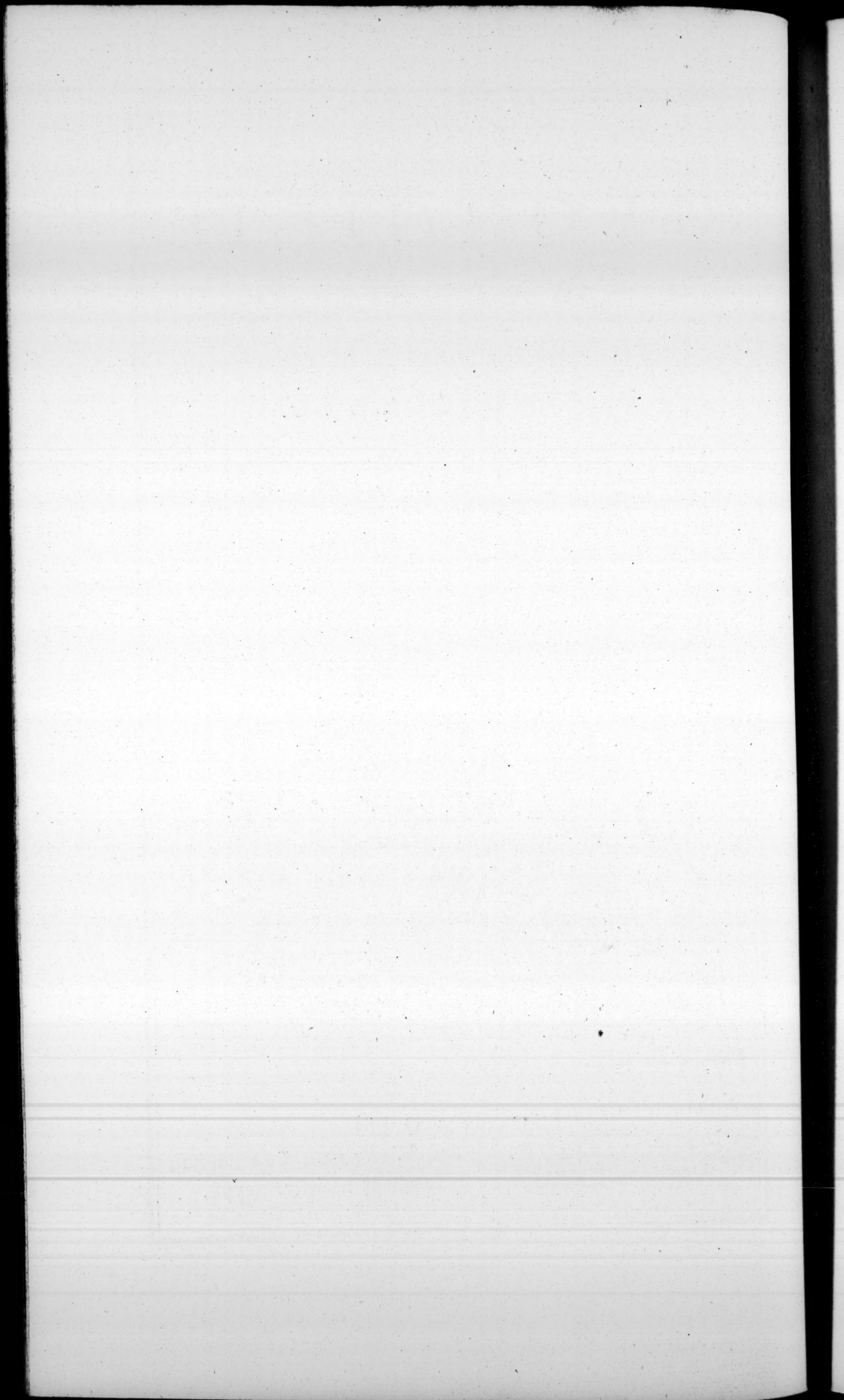
DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N :
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.





ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. IV.

An Act for punishing Mutiny and Desertion;
and for the better Payment of the Army
and their Quarters.

 **W**HEREAS the raising or keeping a Preamble.
Standing Army within this Kingdom
in Time of Peace, unless it be with
Consent of Parliament, is against Law:
And whereas it is judged necessary by
his Majesty, and this present Parlia-
ment, that a Body of Forces should be continued for the
Safety of this Kingdom, the Defence of the Possessions
of the Crown of Great Britain, and the Preservation of the
Balance of Power in Europe; and that the whole Num-
ber of such Forces should consist of Twenty thousand Number of
Forces 20,057
including
3,213 Invalids.
and fifty-seven effective Men, including Three thou-
sand two hundred and thirteen Invalids: And whereas
no Man can be forejudged of Life or Limb, or subjected
in Time of Peace to any Kind of Punishment within this
Realm, by Martial Law, or in any other Manner
than by the Judgement of his Peers, and according to
S f 2 the

After March
24, 1778, dur-
ing the Con-
tinuance of
this Act, every
Officer and
Private Man,

who shall mu-
tiny or desert,
etc.

or list in any
other Regi-
ment, etc.

the known and established Laws of this Realm; yet ne-
vertbeless, it being requisite, for the retaining all the be-
fore-mentioned Forces in their Duty, that an exact Dis-
cipline be observed, and that Soldiers who shall mutiny,
or stir up Sedition, or shall desert His Majesty's Ser-
vice within this Realm, or the Kingdom of Ireland, Jer-
sey, Guernsey, Alderney, and Sark, or the Islands thereto
belonging, be brought to a more exemplary and speedy
Punishment than the usual Forms of the Law will al-
low; be it therefore enacted by the King's most Excellent
Majesty, by and with the Advice and Consent of the
Lords Spiritual and Temporal, and Commons, in this
present Parliament assembled, and by the Authority of
the same, That, from and after the Twenty-fourth Day
of March, One thousand seven hundred and seventy-eight,
if any Person being mustered or in Pay as an Officer,
or who is or shall be listed or in Pay as a Soldier,
and on the Twenty-fourth Day of March, One thousand
seven hundred and seventy-eight, shall remain in such Ser-
vice, or shall during the Continuance of this Act herein-
after mentioned, voluntarily enter himself in His Ma-
jesty's Service as a Soldier, shall, at any Time, during
such Continuance of this Act, within the Realm of Great
Britain, or in the Kingdom of Ireland, or in Jersey, Guern-
sey, Alderney, Sark, or Man, or the Islands thereto be-
longing, or in the Island of Minorca, or in His Majesty's
Garrison of Gibraltar, or in any of His Majesty's Domi-
nions beyond the Seas respectively, begin, excite, cause
or join in any Mutiny or Sedition in the Regiment,
Troop, or Company, to which he doth belong, or in any
other Regiment, Troop, or Company, either of His Ma-
jesty's Land or Marine Forces, in His Majesty's Ser-
vice, or shall not use his utmost Endeavours to suppress
the same, or coming to the Knowledge of any Mutiny, or
intended Mutiny, shall not without Delay give Informa-
tion thereof to his Commanding Officer, or shall desert
His Majesty's Service; or being a Soldier actually listed
in any Regiment, Troop, or Company, shall list himself
in any other Regiment, Troop, or Company, without a
Discharge produced, in Writing, from the Colonel, or, in
his

his Absence, the Field Officer commanding in Chief the Regiment, Troop, or Company, in which he last served as a listed Soldier; or shall be found sleeping upon his Post, or shall leave it before relieved; or if any Officer or Soldier in His Majesty's Army shall, either upon Land, within or out of Great Britain, or upon the Sea, hold Correspondence with any Rebel or Enemy of His Majesty, or give them Advice or Intelligence, either by Letters, Messages, Signs, or Tokens, in any Manner or Way whatsoever; or shall treat with such Rebels or Enemies, or enter into any Condition with them, without His Majesty's Licence, or Licence of the General, Lieutenant General, or Chief Commander; or shall strike or use any Violence against his superior Officer, being in the Execution of his Office; or shall disobey any lawful Command of his superior Officer; all and every Person and Persons, so offending in any of the Matters before mentioned, shall suffer Death, or such other Punishment as by a Court-martial shall be inflicted.

or shall be found sleeping upon, or shall desert his Post, or hold Correspondence with the Enemies of His Majesty;

or shall strike, or disobey his superior Officer;

shall suffer Death, or such Punishment as a Court-martial shall inflict.

And be it further enacted by the Authority aforesaid; That His Majesty may, from Time to Time, grant a Commission, under His Royal Sign Manual, to any Officer not under the Degree of a Field Officer, for the holding a General Court-martial within this Realm; and also grant His Warrant to the Lord Lieutenant of Ireland, or other Chief Governor or Governors there for the Time being, or the Governor or Governors of Minorca, Gibraltar, and any of His Majesty's Dominions beyond the Seas respectively, or the Person or Persons there commanding in Chief His Majesty's Forces, from Time to Time to appoint Courts-martial in the Kingdom of Ireland, and other Places and Dominions respectively; in which Courts-martial all the Offences above mentioned, and all other Offences hereinafter specified, shall be tried and proceeded against in such Manner as by this Act shall be hereafter directed.

The King may grant a Commission for holding Courts-martial, etc.

And be it also further enacted, That it shall and may be lawful to and for such Courts-martial, by their Sentence or Judgement, to inflict Corporal Punishment, not

Courts-martial may inflict Corporal Punishment for Immoralities, etc.

extending to Life or Limb, on any Soldier for Immoralities, Misbehaviour, or Neglect of Duty.

General Court-martial not to consist of less than 13; (except within the Garrisons of Goree and Senegal, &c.) and the President to be a Field Officer, or Officer next in Seniority, not under the Degree of a Captain; (except in the Garrisons of Goree and Senegal, where they are to consist of Five at least;)

may administer an Oath to Witnesses.

Officers to be sworn.

Judge's Charge before Oath.

The Oath.

And it is hereby further enacted and declared, That no General Court-martial, which shall have Power to sit by virtue of this Act, shall consist (except within the Garrisons of Goree and Senegal, or upon any Detachments made from those Garrisons) of a less Number than Thirteen, whereof none to be under the Degree of a Commission Officer; but in the said Garrisons of Goree and Senegal, or upon any Detachments therefrom, a General Court-martial may consist of any Number not less than Five, whereof none to be under the Degree of a Commission Officer; and the President of such General Court-martial shall neither be the Commander in Chief, nor Governor of the Garrison where the Offender shall be tried, nor under the Degree of a Field Officer, unless where a Field Officer cannot be had; nor in any Case whatsoever under the Degree of a Captain; and that such Court-martial shall have Power and Authority, and are hereby required, to administer an Oath to every Witness, in order to the Examination or Trial of any of the Offences that shall come before them.

Provided always, That in all Trials by General Courts-martial, to be held by virtue of this Act, every Member assisting at such Trial, before any Proceedings be had thereupon, shall take the following Oaths, upon the Holy Evangelists, before the Judge-advocate, or his Deputy, (who are hereby authorised to administer the same); (that is to say)

YOU shall well and truly try and determine, according to your Evidence in the Matter now before you:

So help you GOD.

I A. B. do swear, That I will duly administer Justice, according to the Rules and Articles for the better Government of His Majesty's Forces, and according to an Act of Parliament, now in Force, for the Punishment of Mutiny and

and Desertion, and other Crimes therein mentioned, without Partiality, Favour, or Affection; and if any Doubt shall arise, which is not explained by the said Articles, or Act of Parliament, according to my Conscience, the best of my Understanding, and the Custom of War in the like Cases. And I further swear, That I will not divulge the Sentence of the Court, until it shall be approved by His Majesty, or by some Person duly authorised by him; neither will I, upon any Account, at any Time whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court-martial, unless required to give Evidence thereof, as a Witness, by a Court of Justice, in a due Course of Law:

So help me GOD.

And so soon as the said Oaths shall have been administered to the respective Members, the President of the Court is hereby authorised and required to administer to the Judge-advocate, or the Person officiating as such, an Oath, in the following Words:

The Judge-advocate to be sworn.

I *A. B.* do swear, That I will not upon any Account, at any Time whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court-martial, unless required to give Evidence thereof, as a Witness, by a Court of Justice, in a due Course of Law:

The Oath.

So help me GOD.

And no Sentence of Death shall be given against any Offender in such Case by any General Court-martial, except in the Garrisons of Goree and Senegal, or upon any Detachment made from those Garrisons, unless Nine Officers present shall concur therein; and in all Cases where a Court-martial shall consist of more Officers than Thirteen, as likewise within the said Garrisons of Goree and Senegal, and upon any Detachment made from those Garrisons, when any Court-martial shall consist of a lesser Number of Officers, then the Judgement shall pass by the Concurrence of Two-thirds of the Officers present: And no Proceeding or Trial shall

In Sentences of Death, what Number of Officers shall concur, etc.

Hours of
Trial.

shall be had upon any Offence but between the Hours of Eight of the Clock in the Morning and Three in the Afternoon, except in Cases which require an immediate Example.

Deserter may be adjudged to serve in any Corps abroad for Life, or for a Term of Years; but returning without Leave before Expiration of such Term, he shall suffer Death.

And be it further enacted and declared, That in the Case of any Soldier tried and convicted of Desertion, whensoever the Court-martial, which shall pass Sentence upon such Trial, shall not think the Offence deserving of Capital Punishment, such Court-martial may, instead of awarding a Corporal Punishment, adjudge the Offender, if they shall think fit, to serve as a Soldier in any of the Corps stationed in any of His Majesty's Dominions beyond the Seas, or in Foreign Parts, for Life, or for a certain Term of Years, according to the Degree of the Offence: And if such Soldier shall afterwards (without Leave from His Majesty, or from the Commanding Officer of the Corps in which he shall be appointed to serve) return into this Realm, or the Kingdom of Ireland, before the Expiration of the Term limited by such Sentence, and shall be convicted thereof by a Court-martial, he shall suffer Death.

The Party tried intitled to a Copy of the Sentence and Proceedings of the Court-martial.

Provided always, That the Party tried by any General Court-martial in the Kingdom of Great Britain, or Ireland, or in Jersey, Guernsey, Alderney, Sark, or Man, or the Islands thereto belonging, shall be entitled to a Copy of the Sentence and Proceedings of such Court-martial upon Demand thereof made by himself, or by any other Person or Persons on his Behalf, (he or they paying reasonably for the same), at any Time not sooner than Three Months after such Sentence; and in the Case of Trials by any General Court-martial at Gibraltar or Minorca, at any Time not sooner than Six Months after the Sentence given by such Court-martial; and in the Case of Trials by any General Court-martial in His Majesty's other Dominions beyond the Seas, or in Foreign Parts, at any Time not sooner than Twelve Months after the Sentence given by such Court-martial, whether such Sentences be approved or not; any Thing in this Act to the contrary notwithstanding.

Provided also, and be it enacted by the Authority aforesaid, That every Judge-advocate, or Person officiating as such at any General Court-martial, do, and he is hereby required to transmit, with as much Expedition as the Opportunity of Time and Distance of Place can admit, the Original Proceedings and Sentence of such Court-martial to the Judge-advocate General in London, which said Original Proceedings and Sentence shall be carefully kept and preserved in the Office of such Judge-advocate General, to the End that the Persons intitled thereto may be enabled, upon Application to the said Office, to obtain Copies thereof, according to the true Intent and Meaning of this Act.

Original Proceedings, etc. of Courts-martial to be transmitted to the Judge-advocate General in London, &c.

Provided also, and be it further enacted and declared, That none of the Proceedings of any General or Regimental Court-martial, nor any Entry, or Copy thereof, shall be charged or chargeable with any Stamp-duty whatsoever; any Thing contained in any former Act or Acts to the contrary notwithstanding.

Proceedings of Courts, or Entries, or Copies thereof, not liable to Stamp-duties.

Provided always, and be it hereby declared and enacted, That no Officer or Soldier, being acquitted or convicted of any Offence, be liable to be tried a Second Time by the same or any other Court-martial for the same Offence, unless in the Case of an Appeal from a Regimental to a General Court-martial; and that no Sentence given by any Court-martial, and signed by the President thereof, be liable to be revised more than Once.

None to be tried a Second Time for the same Offence, except in Case of Appeal.

Provided always, That nothing in this Act contained shall extend, or be construed to exempt any Officer or Soldier whatsoever from being proceeded against by the ordinary Course of Law.

This Act not to exempt Soldiers from ordinary Proceedings.

And, for preventing of Fraud and Deceit in the mustering of Soldiers, be it further enacted by the Authority aforesaid, That if any Person do make or give, or procure to be made or given, any false or untrue Certificate, whereby to excuse any Soldier for his Absence from any Muster, or any other Service which he ought to attend or perform, upon Pretence of being employed on some other Duty of the Regiment, or of Sickness, being in

Penalty on false Certificates to excuse Soldiers from Musters.

Prison, or on Furlough; then, every such Person, so making, giving, or procuring, such Certificate, shall, for every such Offence, forfeit the Sum of Fifty Pounds, and shall be forthwith cashiered and displaced from his Office, and shall be thereby utterly disabled to have or hold any Military Office or Employment within this Realm, or in His Majesty's Service; and no Certificate shall excuse the Absence of any Soldier, but for the Reasons above-mentioned, or One of them; and the Commissary of the Musters is hereby directed to set down on the Roll, at the Time of the taking of the Muster, the Reason of the Absence of such Soldier respectively, and by whom certified; and not to set down any such Excuse without View of such Certificate.

Penalty on
Officers mak-
ing false Mus-
ters, &c.

And be it further enacted by the Authority aforesaid, That every Officer that shall make any false or untrue Muster of Man or Horse, and every Commissary, Muster-master, or other Officer, who shall wittingly or willingly allow or sign the Muster-roll, wherein such false Muster is contained, or any Duplicate thereof; and also every Commissary, Muster-master, or other Officer, who shall, directly or indirectly, take, or cause to be taken, any Sum or Sums of Money, or any other Gratuity, on or for the mustering any Regiment, Troop, or Company, or on or for the signing of any Muster-rolls, or any Duplicate thereof, upon Proof thereof upon Oath made by Two Witnesses before a General Court-martial, to be thereupon called, (which is hereby authorised and required to administer such Oath), shall, for such Offence, be forthwith cashiered and displaced from such his Office, and shall be thereby utterly disabled to have or hold any Civil or Military Office or Employment within this Kingdom, or in His Majesty's Service.

Fictitious
Names allow-
ed by His Ma-
jesty's Order
upon the Mu-
ster-rolls for
the Mainte-
nance of Of-
ficers' Wi-
dows, not to
be construed
a false Muster.

And whereas His Majesty hath been graciously pleased, in Compassion to the distressed Condition of several Widows of Officers of the Army, who have lost their Lives in the Service of the late War, or during the late Rebellion, by Orders made under His Royal Sign Manual, to direct His Commissary General of His Musters to allow upon the Muster-rolls of all the Regiments, Troops,

and Companies, a Number of fictitious Names therein mentioned, instead of private Men, in order to raise and settle a Fund for the Maintenance of such Widows of Officers as are or shall be intitled to his Royal Bounty: And whereas his Majesty has been graciously pleased, under his Royal Sign Manual, to give the like Directions to his Commissary General of the Musters, and has appointed a Receiver for the Purposes aforesaid, and directed the Paymaster-general and the Paymaster of the Marines, by like Orders under his Sign Manual, to pay over the full Pay of such fictitious private Men to such Receiver, to be distributed to such Widows, according to his Instructions in that Behalf; be it further enacted and declared by the Authority aforesaid, That no Allowance of any such fictitious Name upon any Muster-roll shall be construed to be a false Muster; any Thing in this or any former Act contained to the contrary notwithstanding.

And be it further enacted by the Authority aforesaid, That every Commissary or Muster-master, upon any Muster to be made, had, or taken, by him or them, shall, by a convenient Time before such Muster made, give Notice to the Mayor, or other Chief Magistrate or Officer, of the Place where the said Soldiers so to be mustered shall be quartered; who is hereby required to be present at every such Muster, and give his utmost Assistance for the discovering any false or untrue Muster there made, or offered to be made; and that every such Commissary or Muster-master, making or taking such Muster, that shall neglect to give such Notice as aforesaid, or shall refuse to take the Aid and Assistance of such Mayor, Chief Magistrate, or Officer, where the Soldiers to be mustered shall be quartered, shall forfeit the Sum of Fifty Pounds, and shall be discharged from his Office; and no Muster-roll shall be allowed unless the same be signed by the said Mayor, or other Chief Magistrate, or Officer respectively: But in case such Mayor, Chief Magistrate, or Officer, shall not, upon due Notice given, attend such Muster, or shall refuse to sign such Muster-roll, without giving good and sufficient Reasons for such his Refusal; that

Commissary or
Muster-master
to give Notice
of Muster to
Mayor, &c.

on Penalty of
5*l*.

Muster-rolls
to be signed
by the Mayor,
&c.

that then the Commissary may proceed to muster such Regiment, Troop, or Company, without incurring the said Penalty; and such Muster-roll shall be allowed, though not signed as aforesaid, provided that Oath be made before any of His Majesty's Justices of the Peace within Forty-eight Hours after such Muster; and the said Muster-roll shall then be produced and examined by the said Justice of the Peace, who is hereby required to sign the same, if there shall appear to be no good or sufficient Objection to the same.

Penalty on
Persons offer-
ing themselves
to be falsely
mustered.

And be it further enacted by the Authority aforesaid, That if any Person shall be falsely mustered, or offer himself falsely or deceitfully to be mustered, upon Proof thereof made upon Oath by Two Witnesses before the next Justice of the Peace for the County where such Muster shall be made, and upon Certificate thereof in Writing under the Hand of the Commissary of the Musters, or Chief Magistrate, as aforesaid, made to such Justice of the Peace, the said Justice is hereby authorised and required to commit such Offender to the House of Correction, there to remain for the Space of Ten Days: And if any Person shall wittingly or willingly lend or furnish any Horse to be mustered, which shall not truly belong to the Trooper or Troop so mustered, the said Horse so falsely mustered shall be forfeited to the Informer, if the same doth belong to the Person lending or furnishing the said Horse; or otherwise, the Person lending or furnishing the said Horse shall forfeit the Sum of Twenty Pounds, upon Oath made by Two Witnesses before the next Justice of the Peace; which Twenty Pounds shall be levied by Warrant under the Hand and Seal of the said Justice, by Distress and Sale of the Goods and Chattels of the Person so offending, rendering the Overplus (if any be) to the Owner: And in case such Offender shall not have sufficient Goods and Chattels, whereon Distress may be made, to the Value of the Penalty to be recovered against him, or shall not pay such Penalty within Four Days after such Conviction; then, and in such Case, such Justice of the Peace shall and may, by Warrant under his Hand and Seal, either commit such

Horses falsely
mustered, to
be forfeited,
&c.

Forfeiture
how to be
levied.

Offender

Offender to the common Gaol, there to remain without Bail or Mainprize for the Space of Three Months, or cause such Offender to be publickly whipped, at the Discretion of such Justice; and the said Forfeiture shall be to such Person or Persons that shall give Information thereof; and the said Informer or Informers, if belonging to the Service, shall have a Right to be discharged forthwith, if he or they shall demand the same.

And be it further enacted by the Authority aforesaid, That every Commission Officer, Storekeeper, or Commissary, that shall embezzil or misapply, or cause to be embezzilled or misapplied, or shall wilfully, or through Neglect, suffer any Provisions, Forage, Arms, Clothing, Ammunition, or other Military Stores, to be spoiled or damaged, upon Proof thereof, upon Oath made by Two Witnesses, before a General Court-martial, (which is hereby authorised and required to administer such Oath), shall be forthwith dismissed His Majesty's Service, and forfeit the Sum of One hundred Pounds, and is hereby required to make good, at his own Expence, the Loss and Damage thereby sustained, to be ascertained by such Court-martial, which shall have Power to seize the Goods and Chattels of the Person so offending, and sell them for the Payment of the said One hundred Pounds, and such Damage; and if sufficient Goods and Chattels cannot be found and seized, then the Person so offending shall be committed to Prison, or the common Gaol, to remain there for Six Months without Bail or Mainprize, and until he shall pay such Deficiency; and after the said Sum shall be recovered and levied, the same shall be applied and disposed of as His Majesty shall direct and appoint.

Officer em-
bezzilling,
&c. Military
Stores,

to be cashier-
ed, and forfeit
100*l.* and the
Damage to be
made good by
Sale of his
Goods and
Chattels;

for want of
Distress, the
Person to be
committed.

Application
of the For-
feiture.

And be it further enacted by the Authority aforesaid, That every Commissary of the Musters, or Muster-master, either of the Land Forces or Marines, making or taking a Muster, do make Oath before the Mayor, or Chief Magistrate, attending the making or taking such Muster, as aforesaid, if such Mayor or Chief Magistrate so attending be a Justice of the Peace, or otherwise before some other Justice of the Peace for the County where such Muster shall be taken, (who is hereby authorised and

Muster-mas-
ter, &c. taking
a Muster, to
make Oath.

required to administer the same without Fee or Reward), in Manner and Form following :

The Oath.

I *A. B.* do swear, That I saw, at the Time of making the within Muster, such Men or Horses as are borne, and not respited, on the Muster-roll, for which Men or Horses a signed Certificate or Certificates are not indorsed on the Back of the Roll, certifying their being absent from the Muster, by reason of being employed on some other Duty of the Regiment, or by being sick, in Prison, on Furlough, or at Grass, or by a signed Leave from the Colonel, or Field Officer, or Officer commanding the Regiment, Troop, or Company.

Which Oath the said Commissary or Muster-master is hereby directed to insert and subscribe on the Back of the Muster-roll by him transmitted into the Office of the Commissary General of the Musters.

Muster-rolls, though transmitted without the Oath indorsed to the Paymasters General, to be good Vouchers to the Auditor.

And whereas a Doubt hath arisen, whether the Oath directed to be inserted and indorsed on the Back of the Muster-roll (by the Act passed in the Twentieth Year of the Reign of His late Majesty King George the Second, for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters) should not only be indorsed and subscribed on the Back of these Muster-rolls which are to remain with the respective Muster-masters General of His Majesty's Land Forces and Marines, but also on the Back of those Muster-rolls which are transmitted to the respective Paymasters of the said Land Forces and Marines, and by them returned into the Office of the Auditors of the Imprest ; to obviate which Doubt, be it enacted and declared by the Authority aforesaid, That such Muster-rolls as have been, or shall be from Time to Time, transmitted to the said Paymasters General, and by them returned into the Office of the Auditors of the Imprest since the passing the said Act, shall be deemed good and sufficient Vouchers to the said Auditors of the Imprest, although the before mentioned Oath be not inserted and indorsed on the Back of such Muster-rolls ; any Thing in the said Act contained to the contrary in any-wise notwithstanding.

And be it further enacted, That if any Paymaster, Agent, or Clerk, of any Garrison, Regiment, Troop, or Company, shall wilfully detain or withhold, by the Space of One Month, the Pay of any Officer or Soldier, (Clothes and all other just Allowances being deducted), after such Pay shall be by him or them received; or if any Officers, having received their Soldiers Pay, shall refuse to pay each respective Non-commission Officer and Soldier their respective Pay, when it shall become due, at the Rate of Penalty on Agents, &c. detaining Officers or Soldiers Pay. Seventeen Shillings and Sixpence per Week for each Corporal of Light Horse; Fourteen Shillings per Week for each Trumpeter and Private Trooper; Nine Shillings and Eleven-pence per Week for each Dragoon; Nine Shillings and Four-pence per Week for each Serjeant; Six Shillings and Two-pence per Week for each Corporal; Five Shillings per Week for each Trumpeter and Drummer; Four Shillings per Week for each Private Soldier of His Majesty's Three Regiments of Foot Guards; and Six Shillings per Week for each Serjeant; Four Shillings and Sixpence per Week for each Corporal and Drummer; and Three Shillings per Week to each Foot Soldier, of any other Regiment or Independent Company; and at the End of every Two Months to account for One Shilling per Week to each Serjeant, and Two-pence per Week to each Corporal and Drummer, and Sixpence per Week, to each Foot Soldier, the said One Shilling per Week, Two-pence per Week, and Sixpence per Week, being the Remainder of the Subsistence of each Serjeant, Corporal, Trumpeter, Drummer, and Foot Soldier; then, upon Proof thereof before a Court-martial, as aforesaid, to be for that Purpose held and summoned by His Majesty's Order, every such Paymaster, Agent, Clerk, or Officer, so offending, shall be discharged from his Employment, and shall forfeit, to the Informer, upon Conviction before the said Court, One hundred Pounds, to be levied as aforesaid; and the Informer, if a Soldier, (if he demands it) shall be, and he is hereby discharged from any further Service; any Thing in this Act contained to the contrary notwithstanding; and the Commanding Officers of the Three Regiments of Foot Guards Weekly Rates.

Guards are hereby impowered, if they judge it necessary for the Good of the Service, to make the same Stoppages of One Shilling per Week from each Serjeant, Two-pence per Week for each Corporal and Drummer, and Sixpence per Week for each Foot Soldier; and at the End of every Two Months to account for the said One Shilling per Week to each Serjeant, and Two-pence per Week to each Corporal and Drummer, and Sixpence per Week to each Foot Soldier, in the same Manner as is hereby directed for the Marching Regiments.

Penalty on Agents disobeying of Orders.

And, for the better Execution hereof, and that a true and regular Account may be kept and rendered by the Agents of the several Regiments, and Independent Troops and Companies, the said Agents are hereby required and directed to observe such Orders and Directions as shall from Time to Time be given by His Majesty, under His Sign Manual, or by the Lord Treasurer, or Commissioners of the Treasury for the Time being; and if any Agent shall refuse or neglect to observe and comply with such Orders and Directions, he shall be discharged from his Office, and be utterly disabled to have or hold any such Office in His Majesty's Service.

Surgeon, &c. within Ten Miles of London, &c. to certify who are sick;

and Commanding Officer to certify who are employed in raising Recruits.

And it is hereby enacted, That the Surgeon, or his Mate, shall, within the Cities of London and Westminster, and Ten Miles of the same, certify upon Oath to the Muster-master, that he hath actually seen such Person as he certifies to be sick; and such Commanding Officer shall also certify the Names of such others as shall be employed in raising Recruits; and if such Certificate shall prove false, upon Conviction thereof before a Court-martial, the Officer signing such Certificate shall suffer such Penalties, and in such Manner, as is declared and inflicted by this Act upon those who shall make false Musters; and the Commissary of the Musters is hereby directed to insert in the Docket annexed to the Muster-roll, the Place where, and the precise Day when, every Muster-roll is taken.

Penalty on Officer mustering Persons by wrong Names.

And it is enacted, That if any Officer or Commissary shall muster any Person by a wrong Name knowingly, upon

upon Conviction thereof before a General Court-martial, the said Officer or Commiffary shall suffer fuch Penalties, and in fuch Manner, as is directed and inflicted by this Act upon thofe who fhall make falfe Musters.

And whereas by the Petition of Right, in the Third Year of King Charles the Firft, it is enacted and declared, That the People of the Land are not by the Laws to be burthened with the Sojourning of Soldiers againft their Wills; and by a Clause in an Act of Parliament, made in the One and Thirtieth Year of the Reign of King Charles the Second, for granting a Supply to His Majefty of Two hundred and fix thousand four hundred fixty-two Pounds, Seventeen Shillings, and Three-pence, for paying and difbanding the Forces, it is declared and enacted, That no Officer, Civil or Military, nor other Perfon whatfoever, fhould from thenceforth prefume to place, quarter, or billet, any Soldier or Soldiers upon any Subject or Inhabitant of this Realm, of any Degree, Quality, or Profeflion whatfoever, without his Consent; and that it fhall and may be lawful for any Subject, Sojourner or Inhabitant, to refufe to quarter any Soldier or Soldiers, notwithstanding any Demand or Warrant, or Billetting whatfoever: But foasmuch as at this Time, and during the Continuance of this Act, there is and may be Occafion for the marching and quartering of Regiments, Troops, and Companies, in feveral Parts of this Kingdom; be it further enacted by the Authority aforefaid, That, for and during the Continuance of this Act, and no longer, it fhall and may be lawful to and for the Conftables, Tithingmen, Headboroughs, and other Chief Officers and Magiftrates of Cities, Towns, and Villages, and other Places within England, Wales, and the Town of Berwick upon Tweed, and in their Default or Abfence, for any One Juftice of the Peace inhabiting in or near any fuch City, Town, Village, or Place, and for no others; and fuch Conftables, and other Chief Magiftrates, as aforefaid, are hereby required to quarter and billet the Officers and Soldiers in His Majefty's Service, in Inns, Libery Stables, Ale-houfes, Victualling-houfes, and the Houfes

Conftables, etc.
to quarter
Officers and
Men in Inns,
Alehoufes, &c.

but in no Di-
stillers or Shop-
keepers
Houses, or in
any private
Houses.

Penalty on
Constables,
&c. quarter-
ing Soldiers
in private
Houses, &c.

Penalty on
Officers quar-
tering Soldiers
contrary to
this Act, &c.

of Sellers of Wine by Retail to be drank in their own Houses, or Places thereunto belonging; other than and except Persons who keep Taverns only, being Freemen of the Company of Vintners of the City of London, who were admitted to the Freedom before the Fifth Day of July, One thousand seven hundred and fifty-seven, or who since have or shall hereafter be admitted to their Freedom of the said Company, in Right of Patrimony or Apprenticeship, notwithstanding such Persons who keep Taverns only have taken out Victualling Licences; and all Houses of Persons selling Brandy, Strong Waters, Cyder, or Metheglin, by Retail, to be drank in Houses, other than and except the House or Houses of any Distillers, who keep Houses or Places of distilling Brandy and Strong Waters, and the House of any Shopkeeper, whose principal Dealings shall be more in other Goods and Merchandizes than in Brandy and Strong Waters, (so as such Distillers and Shopkeepers do not permit or suffer Tippling in his or their Houses), and in no other, and in no private Houses whatsoever; nor shall any more Billets at any Time be ordered than there are effective Soldiers present to be quartered: And if any Constable, Tithingman, or such like Officer or Magistrate, as aforesaid, shall presume to quarter or billet any such Officer or Soldier in any such private House, without the Consent of the Owner or Occupier; in such Case such Owner or Occupier shall have his or their Remedy at Law against such Magistrate or Officer, for the Damage that such Owner or Occupier shall sustain thereby: And if any Military Officer shall take upon him to quarter Soldiers otherwise than is limited and allowed by this Act, or shall use or offer any Menace or Compulsion to or upon any Mayors, Constables, or other Civil Officers before mentioned tending to deter and discourage any of them from performing any Part of their Duty hereby required or appointed; such Military Officer shall, for every such Offence, (being thereof convicted before any Two or more of the next Justices of the Peace of the County, by the Oath of Two credible Witnesses) be deemed and taken to be ipso facto cashiered, and shall be utterly disabled to have

or hold any Military Employment within this Kingdom, or in His Majesty's Service; provided the said Conviction be affirmed at the next Quarter Sessions of the Peace of the said County, and a Certificate thereof be transmitted to the Judge-advocate, who is hereby obliged to certify the same to the next Court-martial: And in case any Person shall find himself aggrieved, in that such Constable, Tithingman, or Headborough, Chief Officer or Magistrate, (such Chief Officer or Magistrate not being a Justice of the Peace,) has quartered or billeted in his House a greater Number of Soldiers than he ought to bear in proportion to his Neighbours, and shall complain thereof to One or more Justice or Justices of the Peace of the Division, City, or Liberty, where such Soldiers are quartered; or in case such Chief Officer or Magistrate shall be a Justice of the Peace; then on Complaint made to Two or more Justices of the Peace of such Division, City, or Liberty, such Justices respectively shall have, and have hereby Power to relieve such Person, by ordering such and so many of the Soldiers to be removed and quartered upon such other Person or Persons, as they shall see Cause; and such other Person or Persons shall be obliged to receive such Soldiers accordingly.

Persons aggrieved by being quartered on, may complain to any Justice, and be relieved.

Provided also, and be it further enacted, That no Justice or Justices of the Peace, having or executing any Military Office or Commission in that Part of Great Britain called England, shall and may, during the Continuance of this Act, directly or indirectly, be concerned in the quartering, billeting, or appointing any Quarters for any Soldier or Soldiers in the Regiment, Troop, or Company, under the immediate Command or Commands of such Justice or Justices, according to the Disposition made for quartering of any Soldier or Soldiers by virtue of this Act; but that all Warrants, Acts, Matters, or Things, executed or appointed by such Justice or Justices of the Peace, for or concerning the same, shall be void; any Thing in this Act contained to the contrary notwithstanding.

No Justice having any Military Office to be concerned in billeting his Soldiers.

Provided nevertheless, and it is hereby enacted, That the Officers and Soldiers so quartered and billeted as aforesaid,

Officers and Soldiers to pay Rates for their Provisions.

aforesaid, shall be received and furnished with Diet and Small Beer by the Owners of the Inns, Livery Stables, Ale-houses, Victualling-houses, and other Houses in which they are allowed to be quartered and billeted by this Act; paying and allowing for the same the several Rates herein-after mentioned, to be payable out of the Subsistence-money for Diet and Small Beer.

What Inn-holders may allow Men quartered on them instead of Meat.

Provided always, That in case any Innholder, or other Person on whom any Non-commission Officers or private Men shall be quartered, by virtue of this Act, (except on a March, or employed in recruiting, and likewise except the Recruits by them raised, for the Space of Seven Days at most, for such Non-commission Officers and Soldiers who are recruiting, and Recruits by them raised), shall be desirous to furnish such Non-commission Officers or Soldiers with Candles, Vinegar, and Salt, and with either Small Beer or Cyder, not exceeding five Pints for each Man per Diem, gratis, and allow to such Non-commission Officers or Soldiers the Use of Fire, and the necessary Utensils for dressing and eating their Meat, and shall give Notice of such his Desire to the Commanding Officer, and shall furnish and allow the same accordingly; then, and in such Case, the Non-commission Officers and Soldiers so quartered shall provide their own Victuals; and the Officer to whom it belongs to receive, or that does actually receive, the Pay and Subsistence of such Non-commission Officers and Soldiers, shall pay the several Sums herein-after mentioned to be payable out of the Subsistence-money for Diet and Small Beer, to the Non-commission Officers and Soldiers aforesaid, and not to the Innholder, or other Person on whom such Non-commission Officers and Soldiers are quartered; any Thing herein contained to the contrary notwithstanding.

Penalty on taking Money to excuse any Person from quartering.

Provided always, and be it enacted by the Authority aforesaid, That if any Officer shall take, or cause to be taken, or knowingly suffer to be taken, any Money of any Person for excusing the quartering of Officers or Soldiers, or any of them, in any House allowed by this Act, every such Officer shall be cashiered, and be incapable of serving in any Military Employment whatsoever.

And whereas great Inconveniencies have arisen, and may arise, in such Places where Horse or Dragoons are or may be quartered, by the billeting of the Men and their Horses at different Houses, and often at great Distances from one another, contrary to the true Intent and Meaning of this Act; be it therefore enacted by the Authority aforesaid, That in all Places where Horse or Dragoons shall be quartered or billeted in pursuance of this Act, for the future the Men and their Horses shall be billeted in one and the same House, (except in case of Necessity); and that in no other Case whatsoever there be less than One Man billeted where there shall be One or Two Horses, nor less than Two Men where there shall be Four Horses, and so in proportion for a greater Number; and in such Case each Man shall be billeted as near his Horse as possible.

Dragoons, &c.
and their
Horses to be
billeted in the
same Houses.

And whereas some Doubts have arisen, whether Commanding Officers of any Regiment, Troop, or Company, may exchange any Men or Horses quartered in any Town or Place with another Man or Horse quartered in the same Place, for the Benefit of the Service; be it declared and enacted by the Authority aforesaid, That such Exchange as above mentioned may be made by such Commanding Officers respectively, provided the Number of Men or Horses, do not exceed the Number at that Time billeted on such House or Houses; and the Constables, Tithingmen, Headboroughs, and other Chief Officers and Magistrates of the Cities, Towns, and Villages, or other Places where any Regiment, Troop, or Company, shall be quartered, are hereby required to billet such Men and Horses so exchanged accordingly.

Manner of
changing Men
and Horses.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for any Two or more Justices of the Peace for the County, Town, or Place, where any Non-commission Officer or Soldier shall be quartered, in case such Non-commission Officer or private Soldier have either Wife or Child, or Children, to cause such Non-commission Officer or Soldier to be summoned before them, in the Town or Place where such Non-commission Officer or Soldier shall be

Clause relating to a Soldier's Settlement for his Wife and Children.

quartered, in order to make Oath of the Place of their last legal Settlement, (which Oath the said Justices are hereby impowered to administer); and such Non-commission Officers and private Soldiers, as aforesaid, are hereby directed to obey such Summons, and to make Oath accordingly; and such Justices are hereby required to give an attested Copy of such Affidavit so made before them to the Person making the same, to be by him delivered to his Commanding Officer, in order to be produced when required; which attested Copy shall be at any Time admitted in Evidence, as to such last legal Settlement, before any of His Majesty's Justices of the Peace, or at any General or Quarter Session of the Peace: Provided always, That in case any Non-commission Officer or private Soldier shall be again summoned to make Oath, as aforesaid; then, on such attested Copy of the Oath by him formerly taken being produced by him, or by any other Person on his Behalf, such Non-commission Officer or Soldier shall not be obliged to take any other or further Oath, with regard to his legal Settlement, but shall leave a Copy of such attested Copy of Examination, if required.

Officers, &c.
to be quarter-
ed in Scotland
as the Laws in
Force at the
Union direct.

And be it enacted by the Authority aforesaid, That it shall and may be lawful to quarter Officers and Soldiers in Scotland, in such and the like Places and Houses as they might have been quartered in by the Laws in Force in Scotland at the Time of the Union; and that the Possessors of such Houses shall only be liable to furnish the said Officers and Soldiers quartered there, as by the said Laws in Force at the Time of the Union was provided; and that no Officer shall be obliged to pay for his Lodging, where he shall be regularly billeted, except in the Suburbs of Edinburgh.

No Paymaster,
&c. to make
Deductions
out of Officers
or private
Men's Pay.

And be it further enacted by the Authority aforesaid, That, from and after the Twenty-fourth Day of March, One thousand seven hundred and seventy-eight, no Paymaster General, or Paymaster of the Army, Paymaster of the Marines, Secretary at War, Commissary, or Muster-master, or any other Officer whatsoever, or their under Officers, shall receive any Fees, or make any Deductions whatsoever,

whatsoever, out of the Pay of any Officer or Soldier in His Majesty's Army, or from their Agents, which shall grow due from and after the said Twenty-fourth Day of March, One thousand seven hundred and seventy-eight, other than the usual Deductions for Clothing, and Exception. Twelve-pence in the Pound to be disposed of as His Majesty shall think fit; and the One Day's Pay in the Year for the Use of the Royal Hospital at Chelsea; and such other necessary Deductions, as shall, from Time to Time, be directed by His Majesty, under His Royal Sign Manual.

And, for the Encouragement of the due and well Clothing of the Troops, be it hereby further enacted, That the Lord High Treasurer, or the Commissioners of the Treasury for the Time being, may, if he or they see convenient, at the End of every Two Months, issue the Money due for the Clothing of the several Regiments, Troops and Companies, notwithstanding the Muster-rolls have not been duly returned: And the respective Paymasters are hereby directed to make Deductions of all Offreckonings, and to pay the same to such Person or Persons only as have a regular Assignment for Clothes by him or them delivered to the said Regiment, Troop, or Company; and the Receipt of such Person or Persons having or being lawfully intitled to such Assignment to be from Time to Time taken for the same; and when no such Assignment appears, the Offreckonings to remain in the Hands of the said Paymaster respectively, for the Use of the Regiment, Troop, or Company, until a new Contract for Clothing and Assignment is made.

Treasury may issue out the Money due for Clothing every Two Months.

Paymasters to deduct the Offreckonings.

And, that the Quarters both of Officers and Soldiers in Great Britain, and in Jersey, Guernsey, Alderney, Sark, and Man, and the Islands thereto belonging, may hereafter be duly paid and satisfied, and His Majesty's Duties of Excise better answered, be it enacted by the Authority aforesaid, That, from and after the said Twenty-fourth Day of March, One thousand seven hundred and seventy-eight, every Officer to whom it belongs to receive, or that does actually receive, the Pay or Subsistence-money, either for a whole Regiment, or particular Troops, and

Officers to give Notice to Innkeepers of Subsistence-money in their Hands.

and Companies, or otherwise, shall immediately, upon each Receipt of every particular Sum which shall, from Time to Time, be paid, returned, or come to his or their Hands, on account of Pay or Subsistence, give publick Notice thereof to all Persons keeping Inns, or other Places where Officers or Soldiers are quartered, by virtue of this Act; and shall also appoint the said Innkeepers, and others, to repair to their Quarters at such Times as they shall appoint for the Distribution and Payment of the said Pay or Subsistence-money to the Officers or Soldiers, which shall be within Four Days at the farthest after the Receipt of the same, as aforesaid; and the said Innkeepers, and others, shall then and there acquaint such Officer or Officers with the Accounts or Debts (if any shall be) between them and the Officers and Soldiers so quartered in their respective Houses; which Accounts the said Officer or Officers is or are hereby required to accept of, and immediately pay the same, before any Part of the said Pay or Subsistence be distributed either to the Officers or Soldiers: Provided the said Accounts exceed not for a Commission Officer of Horse, being under the Degree of a Captain, for such Officer's Diet and small Beer, per Diem, Two Shillings; nor for One Commission Officer of Dragoons, being under the Degree of a Captain, for such Officer's Diet and Small Beer, per Diem, One Shilling; nor for One Commission Officer of Foot, under the Degree of a Captain, for such Officer's Diet and Small Beer, per Diem, One Shilling; and if such Officer shall have a Horse or Horses, for each Horse or Horses, for their Hay and Straw, per Diem, Sixpence; nor for One Light Horseman's Diet and Small Beer, per Diem, Sixpence; and Hay and Straw for his Horse, per Diem, Sixpence; nor for One Dragoon's Diet and Small Beer, per Diem, Sixpence; and Hay and Straw for his Horse, per Diem, Sixpence; nor for One Foot Soldier's Diet and Small Beer, per Diem, Four-pence: And if any Officer or Officers, as aforesaid, shall not give Notice as aforesaid, and shall not immediately, upon producing such Account stated, satisfy, content, and pay the same; upon Complaint, and Oath made thereof by

Rates of Subsistence to be paid to Innkeepers, etc. for Soldiers Quarters.

Penalty on Officers not paying Subsistence-money.

any Two Witnesses, at the next Quarter Sessions for the County or City where such Quarters were, (which Oath the Justices of the Peace at such Sessions are hereby authorised and required to administer), the Paymaster or Paymasters of His Majesty's Guards and Garrisons, and Marines, are hereby required and authorised (upon Certificate of the said Justices before whom such Oath was made, of the Sum due upon such Accounts, and the Persons to whom the same is owing) to pay and satisfy the said Sums out of the Arrears due to the said Officer or Officers, upon Penalty that such Paymaster or Paymasters shall forfeit their respective Place or Places of Paymaster or Paymasters, and be discharged from holding the same for the future: And in case there shall be no Arrears due to the said Officer or Officers, then the said Paymaster or Paymasters are hereby authorised and required to deduct the Sums he or they shall pay, pursuant to the Certificate of the said Justices, out of the next Pay or Subsistence-money of the Regiment to which such Officer or Officers shall belong; and such Officer or Officers shall, for every such Offence, or for neglecting to give Notice of the Receipt of such Pay or Subsistence-money, as aforesaid, be deemed and taken, and are hereby declared ipso facto cashiered: And where it shall happen that the Subsistence-money due to any Officer or Soldier shall, by Occasion of any Accident, not be paid to such Officer or Soldier, or such Officer or Soldier shall neglect to pay the same, so that Quarters cannot be or are not paid as this Act directs; and where any Horse, Foot, or Dragoons, shall be upon their March, so that no Subsistence can then be remitted to them to make Payment, as this Act directs; or they shall neglect to pay the same; in every such Case, it is hereby further enacted, That every such Officer shall, before his or their Departure out of his or their Quarters, where such Regiment, Troop, or Company, shall remain for any Time whatsoever, make up the Accounts, as this Act directs, with every Person with whom such Regiment, Troop, or Company, shall have quartered, and sign a Certificate thereof, and give the said Certificate so by him signed to the Party to whom

On Nonpayment of Quarters, the Officer to make up Accounts, etc.

whom such Money is due, with the Name of such Regiment, Troop, or Company, to which he or they shall belong; to the End the said Certificate may be forthwith transmitted to the Paymaster of His Majesty's Guards and Garrisons, or to the Paymaster of the Marines, who are hereby required immediately to make Payment thereof to the Person or Persons to whom such Money shall be due, to the End the same may be applied to such Regiment, Troop, or Company respectively, under Pain as is before in this Act directed for Nonpayment of Quarters.

No Muster in
Westminster,
&c. but in the
Presence of
Two or more
Justices.

And be it further enacted, That no Commissary shall muster any Regiment, Troop, or Company, within the City of Westminster, and Borough of Southwark, and Liberties thereof, but in the Presence of Two or more Justices of the Peace, not being Officers of the Army, under the before-mentioned Penalty; unless such Justices, upon Forty-eight Hours Notice being given to Six of His Majesty's Justices of the Peace, residing within the City and Liberties aforesaid respectively, shall neglect to attend such Muster; and in case of such Neglect, such Commissary may proceed to muster such Regiment, Troop, or Company; provided that Oath be made before any of His Majesty's Justices of the Peace, within Forty-eight Hours after such Muster taken, that such Notice was given to Six Justices of the Peace, as aforesaid; which Justices so attending, are hereby impowered to sign the said Muster-rolls, and to take Cognizance of such Muster, and to examine the Truth thereof before they sign the same.

Constables,
etc. may billet
Soldiers in
Westminster, etc.

And be it further enacted and declared by the Authority aforesaid, That it shall and may be lawful to and for the High Constables, Petty Constables, Headboroughs, and Tithingmen, within the said City and Liberties of Westminster, and Places adjacent, when thereunto lawfully required, to billet and quarter the Officers and Soldiers of His Majesty's said Regiments of Foot-guards in such Houses only as by this Act are limited, in and about the said City and Liberties of Westminster, and Places adjacent, (except the City of London), during the Continuance of this Act: And when any Order shall issue for the quartering or billeting any Officers or Soldiers within

within the said City and Liberties of Westminster, and Places adjacent, the High Constable shall deliver out Precepts to the several Petty Constables, Headboroughs, or Tithingmen, of each Parish, Ward, Hamlet, and District, within their respective Divisions, to billet and quarter such Officers and Soldiers of His Majesty's Regiments of Foot-guards on such Houses only as by this Act is limited within his respective Parish, Hamlet, or District; and such Petty Constables, Headboroughs, and Tithingmen, shall, in pursuance thereof, billet and quarter every such Officer and Soldier in such Houses so subjected thereto by this Act, equally and proportionably, according to the Number of such Officers and Soldiers so to be billeted and quartered, and of the Houses so subjected to receive them; and such Officers and Soldiers of the Foot-guards shall be quartered within the said City and Liberties of Westminster, and the Places adjacent, in the same Manner, and under the same Regulations, as in other Parts of England, in all Cases for which particular Provision is not made by this Act.

Petty Constables, etc. to quarter Soldiers in their respective Divisions.

And, for the better preventing Abuses in billeting and quartering such Officers and Soldiers in the said City and Liberties of Westminster, and Parts adjacent, be it enacted by the Authority aforesaid, That the Petty Constables, Headboroughs, and Tithingmen, of their respective Parishes, Wards, Hamlets, and Districts within the same, shall, at every General Quarter Sessions of the Peace to be holden for the said City and Liberties of Westminster, and Parts adjacent, make and deliver to the Justices then in open Sessions assembled, upon Oath, (which Oath they the said Justices are hereby authorized and required to administer), true Lists, signed by them respectively, of all such Houses, together with the Number of all such Persons respectively inhabiting the same, within his or their Parish, Ward, Hamlet, or District respectively, as are subject and liable by this Act to receive such Officers and Soldiers, together with the Number of all such Officers and Soldiers as are quartered and billeted in each House respectively; and such Lists shall remain with the Clerk of the Peace of the said City

Constables, etc. to deliver Lists at Quarter Sessions, on Oath, of Inhabitants, and Soldiers quartered in their respective Divisions;

to be inspected without Fee.

Copies of such
Lists to be
wrote by the
Clerk at 2 d.
per Sheet,
containing 150
Words.

Penalty on
Default.

Penalty on
giving defec-
tive Lists.

How to be
levied.

City and Liberties of Westminster, to the Intent that all and every Person and Persons shall and may be at Liberty to inspect the same without Fee or Reward; and such Clerk shall forthwith, from Time to Time, make and deliver to every or any Person or Persons who shall require the same, true Copies of all and every or any such Lists, upon being paid Two-pence a Sheet for each and every such Copies so taken, each Sheet to be computed at, and contain One hundred and fifty Words: And if Default or Neglect shall be made by any Petty Constable, Headborough, or Tithingman, of any such Parish, Ward, Hamlet, or District, in the delivering such List to the Justices at their Quarter Sessions, as aforesaid; or if he or they shall so deliver, or cause to be delivered in, any false or defective List, not including and specifying therein all and every such House and Houses so liable by this Act to receive such Officers and Soldiers, or the Names of all such Officers and Soldiers as are quartered and billeted in each House respectively, such Petty Constable, Headborough, and Tithingman, or any of them, so offending therein, shall, for each such Offence, forfeit each the Sum of Five Pounds, to the Use of the Poor of such respective Parishes, Wards, Hamlets, and Districts; to be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant or Warrants under the Hand and Seal, or Hands and Seals, of One or more of His Majesty's Justice or Justices of the Peace for the said City of Westminster, or for the County of Middlesex, (which Warrant or Warrants the said Justice or Justices is and are hereby empowered and required to make and issue); and for want of sufficient Distress to be found for that Purpose, the said Justice or Justices is and are hereby empowered and required, by Warrant or Warrants under his or their Hands and Seals, to commit the Person or Persons so offending to the common Gaol of the said City of Westminster, or County of Middlesex, there to remain for any Time to be limited by such Justice or Justices, not exceeding Three Months, and not less than One Month, without Bail or Mainprize.

And be it further enacted by the Authority aforesaid, This Act to extend to Jersey, &c. That this Act shall be construed to extend to the Islands of Jersey, Guernsey, Alderney, Sark, and Man, and the Islands thereto belonging, as to the Clauses therein for mustering and paying, and the Penalties thereto belonging.

And be it further enacted by the Authority aforesaid, Muster rolls to be closed on the Day of the Muster, That the Commissary General of the Musters, or his Deputy, shall, upon every Muster taken by him or them respectively of any Regiment, Troop, or Company, in His Majesty's Service, close the Muster-rolls of the said Regiment, Troop, or Company, upon the Place, the same Day the Muster is taken; and shall return One of every of the said Rolls so taken, in Parchment, to the Paymaster General of His Majesty's Guards and Garisons, or to such Paymaster respectively, under whose Care the Payment of such Forces shall be; and One of the said Rolls so taken to the Comptroller or Comptrollers of the Accounts of the Army, the Fourth Day after the said Rolls shall respectively be closed, if in London, or within Twenty Miles Distance from the same; and if at a further Distance, by the next Post after the said Rolls shall be respectively closed: And no Alterations or Indorsements shall be made in or upon the said Muster-rolls, other than in the Case of Orders of Leave, or Dates of Commissions, and other than involuntary Errors or literal Mistakes in writing or transcribing the said Muster-rolls, upon Pain of forfeiting their Penalty. respective Employments, and the Sum of Twenty Pounds to any Person that will sue for the same, for every such Offence.

And be it further enacted by the Authority aforesaid, Justices may order Constables to provide Carriages. That, for the better and more regular Provision of Carriages for His Majesty's Forces in their Marches, or for their Arms, Clothes, or Accoutrements, in England, Wales, and the Town of Berwick upon Tweed, all Justices of the Peace, within their several Counties, Ridings, Divisions, Shires, Liberties, and Precincts, being duly required thereunto by an Order from His Majesty, or the General of His Forces, or the Master General

or Lieutenant General of His Majesty's Ordnance, shall as often as such Order is brought and shewn unto One or more of them by the Quarter-master, Adjutant, or other Officer of the Regiment, Detachment, Troop, or Company, so ordered to march, issue out his or their Warrants to the Constables, or Petty Constables, of the Division, Riding, City, Liberty, Hundred, and Precinct, from, through, near, or to which such Regiment, Detachment, Troop, or Company, shall be ordered to march, requiring them to make such Provision for Carriages, with able Men to drive the same, as is mentioned in the said Warrant, allowing them sufficient Time to do the same, that the neighbouring Parts may not always bear the Burthen: And in case sufficient Carriages cannot be provided within any such Liberty, Division, or Precinct, then the next Justice or Justices of the Peace of the County, Riding, or Division, shall, upon such Order as aforesaid being brought or shewn to One or more of them by any of the Officers aforesaid, issue his or their Warrant to the Constables, or Petty Constables, of such next County, Riding, Liberty, Division, or Precinct, for the Purposes aforesaid, to make up such Deficiency: And the aforesaid Officer or Officers, who, by virtue of the aforesaid Warrant from the Justices of the Peace, are to demand the Carriage or Carriages therein mentioned of the Constable, or Petty Constable, to whom the Warrant is directed, is and are hereby required, at the same Time, to pay down in Hand to the said Constable, or Petty Constable, for the Use of the Person who shall provide such Carriages and Men, the Sum of One Shilling for every Mile any Waggon with Five Horses shall travel; and the Sum of One Shilling for every Mile any Wain with Six Oxen, or Four Oxen with Two Horses, shall travel; and the Sum of Nine-pence for every Mile any Cart with Four Horses shall travel; and so in proportion for less Carriages; for which respective Sums so received, the said Constable, or Petty Constable, is hereby required to give a Receipt in Writing to the Person or Persons paying the same: And such Constable, or Petty Constable, shall order and appoint

Rates for
Carriages.

appoint such Person or Persons, having Carriages within their respective Liberties, as they shall think proper, to provide and furnish such Carriages and Men, according to the Warrant aforesaid, who are hereby required to provide and furnish the same accordingly: And if any Military Officer or Officers, for the Use of whose Troop or Company the Carriage was provided, shall force and constrain any Waggon, Wain, Cart or Carriage, to travel more than One Day's Journey, or shall not discharge the same in due Time for their Return Home, or shall suffer any Soldier or Servant, (except such as are sick), or any Woman, to ride in the Waggon, Wain, Cart or Carriage aforesaid, or shall force any Constable, or Petty Constable, by Threatenings, or menacing Words, to provide Saddle Horses for themselves or Servants, or shall force Horses from the Owners, by themselves, Servants, or Soldiers, every such Officer, for every such Offence, shall forfeit the Sum of Five Pounds; Proof thereof being made upon Oath before Two of His Majesty's Justices of the Peace of the same County or Riding, who are to certify the same to the Paymaster General, or other respective Paymaster of His Majesty's Forces, who is hereby required to pay the aforesaid Sum of Five Pounds, according to the Order and Appointment under the Hands and Seals of the aforesaid Justices of the Peace of the same County or Riding, who are hereby impowered to deduct the same out of such Officer's Pay.

Penalty on
Officers forcing
Waggons
to travel more
than One
Day's Journey,
&c.

And be it enacted by the Authority aforesaid, That if any High Constable, or Petty Constable, shall wilfully neglect or refuse to execute such Warrants of the Justices of the Peace as shall be directed unto them for providing Carriages, as aforesaid; or if any Person or Persons, appointed by such Constable, or Petty Constable, to provide or furnish any Carriage and Man, shall refuse or neglect to provide the same; or any other Person or Persons whatsoever shall wilfully do any Act or Thing, whereby the Execution of the said Warrant shall be hindered or frustrated; every such Constable, or other Person or Persons so offending, shall, for every such Offence, forfeit

Penalty on
Constable's,
&c. Neglect.

feit any Sum not exceeding Forty Shillings, nor less than Twenty Shillings, to the Use of the Poor of the Parish where any such Offence shall be committed: And all and every such Offence and Offences shall and may be enquired of, heard, and fully determined by Two of His Majesty's Justices of the Peace, dwelling in or near the Place where such Offence shall be committed, who have hereby Power to cause the said Penalty to be levied by Distress and Sale of the Offender's Goods and Chattels, rendering the Overplus (if any) to the Owner.

Treasurers of the County to repay the Constable's extraordinary Charges.

And whereas the respective Sums of Money, by this Act appointed to be paid to the Constables by the Officers demanding such Carriages, are not, in many Cases, sufficient to answer the Charge and Expence of providing the same, insomuch that the said Constables are frequently at great Charges, over and above what is received by them of the said Officers, to the great Burthen of the Township of which he is Constable, or else the Persons performing such Carriages are grievously oppressed: For Remedy whereof, and that the said Overplus Charge may be borne by each County or Riding at the general Charge of such County or Riding, be it further enacted by the Authority aforesaid, That the Treasurer or Treasurers of each respective County or Riding shall, without Fee or Reward, pay unto such Constable all and every such reasonable Sum or Sums of Money, so by him paid or laid out for such Carriages, over and above what was or ought to have been paid by the Officer requiring such Carriages, out of the publick Stock of such County or Riding, according to such Rates, Orders, Rules, and Directions, as the said Justices of the Peace in their Quarter Sessions assembled, within their respective Jurisdictions, shall from Time to Time, during the Continuance of this Act, make, direct, and appoint, (which Orders shall be made without Fee or Reward); Regard being always had to the Season of the Year, and the Length and Condition of the Ways by and through which such Carriages are to travel.

The Money for that Purpose how to be raised.

And in case the said publick Stock of the County or Riding be not sufficient (over and above the other Purposes

poses for which it was raised) to satisfy the extraordinary Charge of Carriages before mentioned; it is hereby further enacted, That the said Justices of the Peace, in the General Quarter Sessions, shall have Power, from Time to Time, to raise Monies upon the respective Counties or Ridings, in such Manner as they now raise Monies for County Gaols and Bridges, to satisfy the said extraordinary Charge of Carriages.

Provided always, and be it further enacted, That no Waggon, Wain, Cart, or Carriage, impressed by Authority of this Act, shall be liable or obliged, by virtue of this Act, to carry above Thirty hundred Weight; any Thing in this Act contained to the contrary notwithstanding.

No Waggon,
etc. to carry
above 30 hun-
dred Weight.

And be it further enacted, That the Carriages for the Service of the Forces from Time to Time quartered or marching in Scotland, shall be provided in like Manner, and at the Rates, and the Furnisher of such Carriages shall be paid, as was directed by the Law in Force in Scotland at the Time of the Union.

Carriages in
Scotland how
to be provided.

And be it enacted by the Authority aforesaid, That if any Officer, Military or Civil, by this Act authorized to quarter Soldiers in any Houses hereby appointed for that Purpose, shall, at any Time, during the Continuance of this Act, quarter any of the Wives, Children, Men or Maid Servants, of any Officer or Soldier, in any such Houses, against the Consent of the Owners; the Party offending, if an Officer of the Army, shall, upon Complaint, and Proof thereof made to the Commander in Chief of the Army, or Judge-advocate, be ipso facto cashiered; and if a Constable, Tithingman, or other Civil Officer, he shall forfeit to the Party aggrieved Twenty Shillings, upon Complaint, and Proof thereof made to the next Justice of the Peace; to be levied, by Warrant of such Justice, by Distress and Sale of his Goods, rendering the Overplus to the Party, after deducting reasonable Charges in taking the same.

Soldiers
Wives, &c.
not to be quar-
tered without
Consent.

Penalty.

And for the better Preservation of the Game in or near such Place where any Officers or Soldiers shall at any Time be quartered, be it enacted by the Authority aforesaid,

Penalty on Of-
ficers or Sol-
diers destroy-
ing the Game.

aforesaid, That if, from and after the said Twenty-fourth Day of March, One thousand seven hundred and seventy-eight, any Officer or Soldier shall, without Leave of the Lord of the Manor, under his Hand and Seal, first had and obtained, take, kill, or destroy, any Hare, Coney, Pheasant, Partridge, Pigeon, or any other Sort of Fowls, Poultry, or Fish, or His Majesty's Game, within the Kingdom of Great Britain, and upon Complaint thereof, shall be, upon Oath of One or more credible Witnesses or Witnesses, convicted before any Justice or Justices of the Peace, who is and are hereby empowered and authorized to hear and determine the same; (that is to say,) Every Officer so offending shall, for every such Offence, forfeit the Sum of Five Pounds, to be distributed among the Poor of the Place where such Offence shall be committed; and every Officer commanding in Chief upon the Place, for every such Offence committed by any Soldier under his Command, shall forfeit the Sum of Twenty Shillings, to be paid and distributed in Manner aforesaid: And if, upon Conviction made by the Justices of the Peace, and Demand thereof also made by the Constable or Overseers of the Poor, such Officers shall refuse or neglect, and not within Two Days pay the said respective Penalties, such Officer so refusing or neglecting shall forfeit, and he is hereby declared to have forfeited, his Commission, and his Commission is hereby declared to be null and void.

How the Account of every Regiment shall be kept.

And be it enacted, That there shall be an exact Account of all Monies due, according to the Muster-rolls, to every Regiment in His Majesty's Service, made between the Paymaster General, or other respective Paymasters of the Forces for the Time being, and the Colonel of every such Regiment, or the Agent by such Colonel respectively appointed and authorized to receive the Pay thereof, from Time to Time; (that is to say,) When Four Months become due, an Account shall be stated, as aforesaid, for the Two preceding Months; and after the said Account shall be so made up and perfected, it shall be registered in a Book, to be kept for that Purpose in the Pay Office, and there subscribed by such Paymaster General, or other
respective

respective Paymaster, or his Deputy, and the Colonel or Agent of the Regiment, who, together with the said Paymaster, made up the same; and a Duplicate thereof, by them respectively signed, shall be given to the said Colonel or Agent, without any Fee or Reward to be paid for the same; which Colonel or Agent shall deliver to each Captain of the Regiment an Account of so much thereof as respectively appertained to him and his Troop or Company, and the inferior Officers or Soldiers thereof; and the Balance which shall remain upon making up every such Account as aforesaid, and also all other Money as then shall become due to every such Regiment, shall be by the said Paymaster General, or other respective Paymaster, paid to the said Colonel or Agent respectively, at such Time as his Majesty shall direct: And the Paymaster General, or other respective Paymaster for the Time being, offending herein, shall forfeit, for every such Offence, One hundred Pounds, to any Person or Persons who shall inform or sue for the same in any of his Majesty's Courts of Record; and if any Deputy of the said Paymaster, or any Agent of a Regiment, shall offend in the Premises, upon Proof thereof made, such Deputy or Agent shall ipso facto lose his Place, and be incapable of that or any other Office for the future, and shall be liable to pay Two hundred Pounds to any Person who shall inform or sue for the same, by Action, Bill, Suit, or Information, in any Court of Record at Westminster, wherein no Essoin, Protection, Wager of Law, or more than One Imparlance, shall be allowed: And if any Colonel of a Regiment shall offend therein, such Colonel shall forfeit, for every such Offence, One hundred Pounds, to any Person or Persons who shall sue for the same, to be recovered as aforesaid.

Penalty on
Paymasters,
&c.

Penalty on
Colonels.

And be it further enacted by the Authority aforesaid, That every Non-commission Officer who shall be convicted, at a General or Regimental Court-martial, of having embezzled or misapplied any Money with which he may have been intrusted for the Payment of the Men under his Command, or for enlisting Men into his Majesty's Service, shall be reduced to serve in the Ranks as a private

Non-commission Officer
embezzling
Soldier's Pay,
&c. to be reduced, &c.

a private Soldier, and be put under Stoppages until the Money be made good, and suffer such Corporal Punishment (not extending to Life or Limb) as the Court-martial shall think fit.

Justices may
commit De-
fenders.

And whereas several Soldiers, being duly listed, do afterwards desert, and are often found wandering, or otherwise absenting themselves illegally from His Majesty's Service; it is hereby further enacted, That it shall and may be lawful to and for the Constable, Headborough, or Tithingman, of the Town or Place where any Person, who may be reasonably suspected to be such a Deserter, shall be found, to apprehend, or cause him to be apprehended, and to cause such Person to be brought before any Justice of the Peace living in or near such Town or Place, who hath hereby Power to examine such suspected Person; and if by his Confession, or the Testimony of One or more Witnesses or Witnesses upon Oath, or by the Knowledge of such Justice of the Peace, it shall appear or be found that such suspected Person is a listed Soldier, and ought to be with the Troop or Company to which he belongs, such Justice of the Peace shall forthwith cause him to be conveyed to the Goal of the County or Place where he shall be found; or the House of Correction, or other publick Prison in such Town or Place where such Deserter shall be apprehended; or to the Savoy, in case such Deserter shall be apprehended within the City of London or Westminster, or Places adjacent; and transmit an Account thereof to the Secretary at War for the Time being, to the End such Person may be proceeded against according to Law: And the Keeper of such Goal, House of Correction, or Prison, shall receive the full Subsistence of such Deserter or Deserters, during the Time that he or they shall continue in his Custody, for the Maintenance of the said Deserter or Deserters, but shall not be entitled to any Fee or Reward on Account of the Imprisonment of such Deserter or Deserters; any Law, Usage, or Custom, to the contrary notwithstanding.

Reward for
taking up De-
fenders.

And, for the better Encouragement of any Person or Persons to secure or apprehend such Deserters, as afore-

said,

said, be it further enacted by the Authority aforesaid, That such Justice of the Peace shall also issue his Warrant in Writing to the Collector or Collectors of the Land Tax Money of the Parish or Township where such Deserter shall be apprehended, for paying out of the Land Tax Money arisen, or to arise, in the Year One thousand seven hundred and seventy-eight, into the Hands of such Person who shall apprehend, or cause to be apprehended, any Deserter from His Majesty's Service, the Sum of Twenty Shillings for every such Deserter that shall be so apprehended and committed; which Sum of Twenty Shillings shall be satisfied by such Collector or Collectors to whom such Warrant shall be directed, and allowed upon his Account.

Provided always, That if any Person shall harbour, conceal, or assist any Deserter from His Majesty's Service, knowing him to be such, the Person so offending shall forfeit, for every such Offence, the Sum of Five Pounds; or if any Person shall knowingly detain, buy, or exchange, or otherwise receive, any Arms, Clothes, Caps, or other Furniture belonging to the King, from any Soldier or Deserter, or any other Person, upon any Account or Pretence whatsoever, or Cause the Colour of such Clothes to be changed, the Person so offending shall forfeit, for every such Offence, the Sum of Five Pounds; and upon Conviction, by the Oath of One or more credible Witnesses or Witnessess, before any of His Majesty's Justices of the Peace, the said respective Penalties of Five Pounds, and Five Pounds, shall be levied by Warrant under the Hands of the said Justice or Justices of the Peace, by Distress and Sale of the Goods and Chattels of the Offender; One Moiety of the said first-mentioned Penalty of Five Pounds to be paid to the Informer by whose Means such Deserter shall be apprehended, and One Moiety of the said last-mentioned Penalty of Five Pounds to be paid to the Informer, and the Residue of the said respective Penalties to be paid to the Officer to whom any such Deserter or Soldier did belong: And in case any such Offender, who shall be convicted as aforesaid,

Penalty on
Persons con-
cealing De-
serters, or
receiving
their Arms,
Clothes, &c.

said, of harbouring or assisting any such Deserter or Deserters; or having knowingly received any Arms, Clothes, Caps, or other Furniture, belonging to the King; or having caused the Colour of such Clothes to be changed, contrary to the Intent of this Act, shall not have sufficient Goods and Chattels whereon Distress may be made, to the Value of the Penalties recovered against him for such Offence, or shall not pay such Penalties within Four Days after such Conviction; then, and in such Case, such Justice of the Peace shall and may, by Warrant under his Hand and Seal, either commit such Offender to the common Gaol, there to remain without Bail or Mainprize for the Space of Three Months, or cause such Offender to be publickly whipped, at the Discretion of such Justice.

Penalty on
Officer break-
ing open any
House without
Warrant.

Provided always, That no Commission Officer shall break open any House to search for Deserters without Warrant from a Justice of the Peace; and that every Commission Officer who shall, without Warrant from One or more of His Majesty's Justices of the Peace, (which said Warrants the said Justice or Justices are hereby impowered to grant), forcibly enter into, or break open the Dwelling-house or Out-houses of any Person whatsoever, under Pretence of searching for Deserters, shall, upon due Proof thereof, forfeit the Sum of Twenty Pounds.

His Majesty
impowered to
make Articles
of War.

Provided always, That it shall and may be lawful to and for His Majesty to form, make, and establish, Articles of War, for the better Government of His Majesty's Forces, and for bringing Offenders against the same to Justice; and to erect and constitute Courts-martial, with Power to try, hear, and determine, any Crimes or Offences by such Articles of War, and inflict Penalties by Sentence or Judgement of the same, as well within the Kingdoms of Great Britain and Ireland, Jersey, Guernsey, Alderney, Sark, and Man, and the Islands thereto belonging, as in the Island of Minorca, His Majesty's Garrison of Gibraltar, and in any of His Majesty's Dominions beyond the Seas.

Provided

Provided always, That no Person or Persons shall be adjudged to suffer any Punishment, extending to Life or Limb, by the said Articles of War, within the Kingdoms of Great Britain and Ireland, Jersey, Guernsey, Alderney, Sark, and Man, and the Islands thereto belonging, except for such Crimes as are expressed to be so punishable by this Act.

None to be adjudged of Life or Limb, but for Crimes expressed to be so punishable by this Act.

Provided also, and be it further enacted, That if any Officer or Soldier shall, in any of His Majesty's Dominions beyond the Seas, or elsewhere beyond the Seas, commit any of the Offences triable by Courts-martial, by virtue of this Act, and shall come into this Realm, or Ireland, or into Jersey, Guernsey, Alderney, Sark, or Man, or the Islands thereto belonging, before he be tried by a Court-martial for such Offence; such Officer or Soldier shall be tried for the same, as if the said Offence had been committed within this Realm.

Deserters beyond Sea, etc. may be tried here, or in Ireland, etc.

Provided always, That so much of this Act as relates to the Punishment of Mutineers and Deserters within this Realm, and such who shall conceal Deserters, or shall knowingly buy, exchange, or otherwise receive, any Arms, Clothes, Caps, or other Furniture belonging to the King, from any Soldier or Deserter, or cause the Colour of such Clothes to be changed, shall extend, to all Intents and Purposes whatsoever, to such Governors, or other Officers in Garrisons, and Forces, as His Majesty has now in Pay, or shall have in Pay in Ireland, or in Jersey, Guernsey, Alderney, Sark, or Man, and the Islands thereto belonging, and shall be put in Execution in that Kingdom by all Justices of the Peace, and other Officers respectively, according to the Tenor of, and during the Continuance of, this Act.

This Act to extend to Deserters, &c. in Ireland, etc.

Provided also, That no Person or Persons, being acquitted or convicted of any Capital Crimes, Violences, or Offences, by the Civil Magistrate, shall be liable to be punished by a Court-martial for the same, otherwise than by Cashiering.

Persons acquitted, &c. by the Civil Magistrate, may only be cashiered by a Court-martial.

Provided also, That if any Officer, Non-commission Officer, or Soldier, shall be accused of any Capital Crime, or of any Violence or Offence against the Person, Estate,

Persons accused of Capital Crimes, &c. to be delivered over to the Civil Magistrate, etc.

of Property of any of His Majesty's Subjects, which is punishable by the known Laws of the Land; the Commanding Officer or Officers of every Regiment, Troop, Company, or Party, is and are hereby required to use his utmost Endeavours to deliver over such accused Person to the Civil Magistrate; and shall also be aiding and assisting to the Officers of Justice in the seizing and apprehending such Offender, in order to bring him to Trial; And if any such Commanding Officer shall wilfully neglect or refuse, upon Application made to him for that Purpose, to deliver over any such accused Person to the Civil Magistrate, or to be aiding or assisting to the Officers of Justice in the apprehending such Offender; every such Officer so offending, and being thereof convicted before any Two or more Justices of the Peace for the County where the Fact is committed, by the Oath of Two credible Witnesses, shall be deemed and taken to be ipso facto cashiered, and shall be utterly disabled to have or hold any Civil or Military Office or Employment within this Kingdom, or in His Majesty's Service; provided the said Conviction be affirmed at the next Quarter Sessions of the Peace for the said County, and a Certificate thereof be transmitted to the Judge-advocate, who is hereby obliged to certify the same to the next Court-martial.

Paymasters,
etc. to ac-
count with
Executors.

Provided always, and be it enacted by the Authority aforesaid, That every present and future Paymaster, Agent, or Clerk, of any Garrison, Regiment, Troop, or Company, who is or shall be liable to account with any of the Executors and Administrators of every Officer or Soldier, for any of the Pay of such Officer or Soldier by him or them received, shall on reasonable Demand made by such Executor or Administrator, deliver a just and true Account to any such Executor or Administrator of such Sum or Sums of Money as he or they shall have so respectively received for such Officer or Soldier, and for which they ought so to account, as aforesaid, such Executor or Administrator paying for the same; and shall account with such Executor or Administrator for the same; and that every such Paymaster, Agent, or Clerk, of any Garrison,

Garrison, Regiment, Troop, or Company, offending herein, shall forfeit the like Penalties, and to be recovered in like Manner, as appointed by this Act, for such Colonels or Agents not giving due Accounts of or for the Pay of the said Officers or Soldiers, to and for such Officers and Soldiers themselves.

And be it further enacted by the Authority aforesaid, Persons sued may plead the General Issue. That if any Action, Bill, Complaint, or Suit, shall be brought against any Person or Persons for any Act, Matter, or Thing, to be acted or done in pursuance of this Act, that it shall and may be lawful to and for all and every Person and Persons sued, as aforesaid, to plead thereunto the General Issue, that he or they are not Guilty, and to give such Special Matter in Evidence to the Jury which shall try the Issue; which Special Matter being pleaded, had been a good and sufficient Matter in Law to have discharged the said Defendant or Defendants of the Trespass or other Matter laid to his or their Charge: And if the Verdict shall pass with the said Defendant or Defendants in any such Action, the Plaintiff or Plaintiffs therein become nonsuit, or suffer any Discontinuance thereof; that in every such Case the Justice or Justices, or such other Judge, before whom the said Matter shall be tried, shall, by Force and Virtue of this Act, allow unto the Defendant or Defendants his or their Treble Treble Costs. Costs, which he or they shall have sustained by reason of their wrongful Vexation in Defence of the said Action or Suit; for which the said Defendant or Defendants shall have the like Remedy as in other Cases where Costs by the Laws of this Realm are given to Defendants.

And be it further enacted by the Authority aforesaid, All Suits to be brought in some of the Courts of Record at Westminster or Dublin, or the Court of Session in Scotland. That every Bill, Complaint, Action, or Suit, against any Person or Persons, for any Act, Matter, or Thing, to be acted or done in pursuance of this Act, or against any Member or Minister of a Court-martial, in respect of any Sentence of such Court, or of any Thing done by virtue or in pursuance of such Sentence, shall be brought in some of the Courts of Record at Westminster or Dublin, or the Court of Session in Scotland, and in no other Court whatsoever.

Continuance
of this Act.

And be it further enacted by the Authority aforesaid, That this Act shall be and continue in Force within the Realm of Great Britain, from the said Twenty-fourth Day of March, in the Year of our Lord One thousand seven hundred and seventy-eight, until the Twenty-fifth Day of March, in the Year of our Lord One thousand seven hundred and seventy-nine; and shall be and continue in Force within the Kingdom of Ireland, and in Jersey, Guernsey, Alderney, Sark, and Man, and the Islands thereto belonging, from the said Twenty-fourth Day of March, in the Year of our Lord One thousand seven hundred and seventy-eight, until the First Day of May, One thousand seven hundred and seventy-nine; and shall be and continue in Force within the Island of Minorca, and Garrison of Gibraltar, and in His Majesty's other Dominions beyond the Seas, from the said Twenty-fourth Day of March, in the Year of our Lord One thousand seven hundred and seventy-eight, until the Twenty-fifth Day of March, in the Year of our Lord One thousand seven hundred and eighty.

Penalties a-
gainst an Act
1 Geo. I. where
to be sued for.

And whereas by an Act of the First Year of the Reign of His late Majesty King George the First, (intituled, An Act for the more effectual and exemplary Punishment of such Persons as shall seduce Soldiers to desert, or, being Papists, shall enlist themselves in His Majesty's Service in Great Britain, or Ireland, or in the Islands of Guernsey, Jersey, Alderney, or Sark, or the Islands thereto belonging); it is enacted, That any Person or Persons whatsoever, who shall, directly or indirectly, persuade or procure, or endeavour to persuade or procure, any Soldier or Soldiers in the Service of His Majesty, or of His Heirs or Successors, to desert; such Person or Persons so offending, and being thereof lawfully convicted, shall forfeit the Sum of Forty Pounds: Now be it enacted, That for such Offences as shall be committed against the said recited Act within that Part of Great Britain called England, the Penalties thereby enacted shall be sued for and recoverable in any of His Majesty's Courts of Record at Westminster; and for such Offences against the said Act as shall be committed in that Part of Great Britain, called Scotland,

Scotland, the same shall be sued for and recoverable in His Majesty's Court of Exchequer in Scotland; and for such Offences against the said Act as shall be committed in Ireland, the same shall and may be sued for and recoverable in any of the Four Courts at Dublin; and for such Offences against the said Act as shall be committed within the Islands of Guernsey, Alderney, and Sark, and the Islands thereto belonging, the same shall and may be sued for and recoverable in the Royal Court of Guernsey; and for such Offences against the said Act as shall be committed within the Island of Jersey, the same shall and may be sued for and recoverable in the Royal Court of Jersey; and for such Offences against the said Act as shall be committed within the Island of Man, in any of the Courts of Record in the said Island, or in any of His Majesty's Courts of Record at Westminster; any Thing in the said recited Act to the contrary thereof in any-wise notwithstanding.

And, to prevent as far as may be, any unjust or fraudulent Arrests that may be made upon Soldiers, whereby His Majesty and the Publick may be deprived of their Service, it is hereby further enacted by the Authority aforesaid, That no Person whatsoever, who is or shall be listed, or who shall list and enter himself as a Volunteer in His Majesty's Service as a Soldier, either in the Kingdom of Great Britain or Ireland, or in Jersey, Guernsey, Alderney, Sark, or Man, or the Islands thereto belonging, or in any of His Majesty's Plantations, during the Continuance of this Act, shall be liable to be taken out of His Majesty's Service by any Process or Execution whatsoever, other than for some criminal Matter, unless for a Real Debt, or other just Cause of Action; and unless, before the taking out of such Process or Execution, (not being for a criminal Matter), the Plaintiff or Plaintiffs therein, or some other Person or Persons on his or their Behalf, shall make Affidavit before One or more Judge or Judges of the Court of Record or other Court, out of which such Process or Execution shall issue, or before some Person authorized to take Affidavits in such Courts, that to his or their Know-

6

ledge

No Volunteer liable to Process, unless for some criminal Matter,

or unless for a real Debt, of the Value of 10*l*.

Oath of the Debt to be made before a Judge,

and a Memorandum thereof marked on the Back of the Process.

ledge the original Sum, justly due and owing to the Plaintiff or Plaintiffs from the Defendant or Defendants, in the Action, or Cause of Action, on which such Process shall issue, or the original Debt for which such Execution shall be issued out, amounts to the Value of Ten Pounds at least, over and above all Costs of Suit in the same Action, or in any other Action on which the same shall be grounded; a Memorandum of which Dath shall be marked on the Back of such Process or Writ; for which Memorandum or Dath no Fee shall be taken: And if any Person shall nevertheless be arrested contrary to the Intent of this Act, it shall and may be lawful for One or more Judge or Judges of such Court, upon Complaint thereof made by the Party himself, or by any his superior Officer, to examine into the same by the Dath of the Parties, or otherwise, and, by Warrant under his or their Hands and Seals, to discharge such Soldier so arrested contrary to the Intent of this Act, without paying any Fee or Fees, upon due Proof made before him or them, that such Soldier so arrested was legally enlisted as a Soldier in His Majesty's Service, and arrested contrary to the Intent of this Act; and also to award to the Party so complaining such Costs as such Judge or Judges shall think reasonable; for the Recovery whereof he shall have the like Remedy that the Person who takes out the said Execution might have had for his Costs, or the Plaintiff in the like Action might have had for the Recovery of his Costs, in case Judgement had been given for him with Costs against the Defendants in the said Action.

Plaintiff may file a Common Appearance.

And to the End that honest Creditors, who aim only at the Recovery of their just Debts due to them from Persons entered into and listed in His Majesty's Service, may not be hindered from suing for the same; but on the contrary may be assisted and forwarded in their Suits; and instead of an Arrest, which may at Once hurt the Service, and occasion a great Expence and Delay to themselves, may be enabled to proceed in a more speedy and cheap Method; be it further enacted by the Authority aforesaid, That it shall and may to be lawful to

and

and for any Plaintiff or Plaintiffs, upon Notice first given in Writing, of the cause of Action to such Person or Persons so entered, or left at his or their last Place of Residence before such listing, to file a common Appearance in any Action to be brought for or upon Account of any Debt whatsoever, so as to entitle such Plaintiff to proceed therein to Judgement and Outlawry, and to have an Execution thereupon, other than against the Body or Bodies of him or them so listed, as aforesaid; this Act, or any Thing herein, or any former Law or Statute, to the contrary notwithstanding.

And be it further enacted by the Authority aforesaid, That if any High Constable, Constable, Bebel, or other Officer or Person whatsoever, who, by virtue or colour of this Act, shall quarter or billet, or be employed in quartering or billeting, any Officers or Soldiers, shall neglect or refuse, for the Space of Two Hours, to quarter or billet such Officers or Soldiers, when thereunto required, in such Manner as is by this Act directed, provided sufficient Notice be given before the Arrival of such Troops; or shall receive, demand, contract, or agree, for any Sum or Sums of Money, or any Reward whatsoever, for or on Account of excusing, or in order to excuse, any Person or Persons whatsoever from quartering, or receiving into his, her, or their House or Houses any such Officer or Soldier; or in case any Victualler, or any other Person liable by this Act to have any Officer or Soldier billeted or quartered on him or her, shall refuse to receive or victual any such Officer or Soldier so quartered or billeted upon him or her, as aforesaid; or shall refuse to furnish or allow, according to the Directions of this Act, the several Things herein-before respectively directed to be furnished or allowed to Non-commission Officers or Soldiers so quartered or billeted on him or her, as aforesaid; or shall neglect or refuse to furnish good and sufficient Hay and Straw for each Horse so quartered or billeted on him or her, as aforesaid, at the Rate herein-before mentioned, and shall be thereof convicted before One or more Justice or Justices of the Peace of the County, City, or Liberty, within which such Offence shall be committed either

Penalty on taking Money to excuse any Person from quartering;

or Victuallers refusing to quarter Soldiers.

by his own Confession, or by the Oath of One or more credible Witnesses or Witnessess, (which Oath the said Justice or Justices is and are hereby impowered to administer), every such High Constable, Constable, Bedel, or other Officer or Person so offending, shall forfeit, for every such Offence, the Sum of Five Pounds, or any Sum of Money not exceeding Five Pounds nor less than Forty Shillings, (as the said Justice or Justices, before whom the Matter shall be heard, shall, in his or their Discretion, think fit); to be levied by Distress and Sale of the Goods of the Person offending, by Warrant under the Hand and Seal, or Hands and Seals, of such Justice or Justices before whom such Offender shall be convicted, or of One or more of them, to be directed to any other Constable within the County, City, or Liberty, or to any of the Overseers of the Poor of the Parish where the Offender shall dwell; the said Sum of Five Pounds, or the said Sum not exceeding Five Pounds nor less than Forty Shillings, when levied, to be paid to the Overseers of the Poor of the Parish wherein the Offence shall be committed, or to some One of them, for the Use of the Poor of the said Parish.

Justices may order Constables to give an Account of the Number of Soldiers quartered, etc.

And, for the better preventing Abuses in quartering or billeting the Soldiers in pursuance of this Act, be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any One or more Justice or Justices of the Peace, within their respective Counties, Cities, or Liberties, by Warrant or Order under his or their Hand and Seal, or Hands and Seals, at any Time or Times during the Continuance of this Act, to require and command any High Constable, Constable, Bedel, or other Officer, who shall quarter or billet any Soldiers in pursuance of this Act, to give an Account, in Writing, unto the said Justice or Justices requiring the same, of the Number of Officers and Soldiers who shall be quartered or billeted by them, and also the Names of the Housekeepers or Persons upon whom every such Officer or Soldier shall be quartered or billeted, together with an Account of the Street or Place where every such Housekeeper dwells, and of the Signs (if any) belonging

ing to their Houses; to the End it may appear to the said Justice or Justices where such Officers and Soldiers are quartered or billeted, and that he or they may thereby be the better enabled to prevent or punish all Abuses in the quartering or billeting of them.

And be it further enacted, That where any Troops, or Parties upon Command have Occasion in their March to pass regular Ferries in that Part of Great Britain called Scotland, it shall and may be lawful for the Commanding Officer either to pass over with his Party as Passengers, or to hire the Ferry Boat entire to himself and his Party, debarring others for that Time, in his Option; and in case he shall chuse to take Passage for himself and Party as Passengers, he shall only pay for himself, and for each Person, Officer or Soldier, under his Command, Half of the Ordinary Rate payable by single Persons at any such Ferry; and in case he shall hire the Ferry Boat for himself and Party, he shall pay Half of the ordinary Rate for such Boat or Boats; and in such Places where there are no regular Ferries, but that all Passengers hire Boats at the Rate they can agree for, Officers, with or without Parties, are to agree for Boats at the Rate as other Persons do in the like Cases.

How the
Troops are to
pay in passing
over Ferries
in Scotland.

Provided nevertheless, and it is hereby declared by the Authority aforesaid, That from and after the Twenty-fourth Day of March, One thousand seven hundred and seventy-eight, when and as often as any Person or Persons shall be enlisted as a Soldier or Soldiers in His Majesty's Land Service, he and they shall, within Four Days, but not sooner than Twenty-four Hours, after such Enlisting respectively, be carried before the next Justice of the Peace of any County, Riding, City, or Place, or Chief Magistrate of any City or Town Corporate, (not being an Officer in the Army), and before such Justice or Chief Magistrate he or they shall be at Liberty to declare his or their Dissent to such Enlisting; and upon such Declaration, and returning the Enlisting-money, and also each Person so dissenting paying the Sum of Twenty Shillings for the Charges expended or

Clause for Relief of Persons
hastily enlisting
themselves.

laid out upon him, such Person or Persons so inlisted shall be forthwith discharged and set at Liberty, in the Presence of such Justice or Chief Magistrate; but if such Person or Persons shall refuse or neglect, within the Space of Twenty-four Hours, to return and pay such Money, as aforesaid, he or they shall be deemed and taken to be inlisted, as if he or they had given his or their Assent thereto before the said Justice or Chief Magistrate; or if such Person or Persons shall declare his or their having voluntarily inlisted himself or themselves, then such Justice or Chief Magistrate shall, and he is hereby required forthwith to certify, under his Hand, that such Person or Persons is or are duly inlisted; setting forth the Place of the Birth, Age, and Calling, of him or them respectively, if known, and that the Second and Sixth Sections of the Articles of War against Mutiny and Desertion were read to him or them, and that he or they had taken the Oath mentioned in the said Articles of War; and if any such Person or Persons so to be certified as duly inlisted, shall refuse to take the said Oath of Fidelity before the said Justice or Chief Magistrate, it shall and may be lawful for such Officer from whom he has received such Money, as aforesaid, to detain or confine such Person or Persons until he or they shall take the Oath before required; and every Military Officer that shall act contrary hereto, or offend herein, shall incur the like Penalty and Forfeiture as is by this Act to be inflicted upon any Officer for making a false and untrue Muster; and the Penalty and Forfeiture shall be levied and recovered in the same Manner as any Penalties or Forfeitures are by this Act to be levied or recovered.

Persons refusing the said Relief to be proceeded against as if duly inlisted.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall receive the Inlisting-money from any Officer, (knowing it to be such) and shall abscond or refuse to go before such Justice or Chief Magistrate, in order to declare his Assent or Dissent, as aforesaid; such Person or Persons shall be deemed and taken to be inlisted to all Intents and Purposes whatsoever; and shall and may be proceeded against, as if he

he or they had taken the Oath directed by the said Articles of War to be taken before such Justice or Chief Magistrate.

And, in order to prevent all Doubts that may arise in relation to punishing Crimes and Offences committed against former Acts of Parliament, for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters, be it enacted by the Authority aforesaid, That all Crimes and Offences which have been committed against any Act for the punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters, shall and may, during the Continuation of this present Act, be enquired of, heard, tried and determined, adjudged and punished, before and by the like Courts, Persons, Powers, Authorities, Ways, Means, and Methods, as the like Crimes and Offences committed against this present Act may be enquired of, heard, tried, determined, adjudged, and punished: And that the Proceedings of a Court-martial upon any Trial begun under the Authority of such former Act shall not be discontinued by the Expiration of the same, but it shall be lawful to proceed to Judgement upon such Trial, and to carry such Judgement into Execution, in like Manner as if the Proceedings had been commenced under the Authority of this Act.

Offences
against former
Mutiny Acts
punishable by
this Act.

Provided always, That no Person shall be liable to be tried and punished for any Offence against any of the said Acts, which shall appear to have been committed more than Three Years before the issuing of the Commission or Warrant for such Trial; (except only for the Offence of Desertion.)

None liable to
be tried, &c.
for Offences
against former
Acts, which
were committed
Three
Years before
issuing the
Warrant for
Trial; except
for Desertion.
Officers, &c.
of the Trains
of Artillery
subject to this
Act.

And whereas it may otherwise be doubted, whether the Officers and Persons employed in the Trains of Artillery be within the Intent and Meaning of this Act, for punishing of Officers and Soldiers who shall mutiny, or desert His Majesty's Service, and for punishing false Quarters, and for Payment of Quarters; it is hereby enacted by the Authority aforesaid, That the Officers and Persons employed, or that shall be employed, in the several Trains of Artillery, be at all Times subject to all the

Penalties

Penalties and Punishments mentioned in this Act, and shall, in all Respects whatsoever, be holden to be within the Intent and Meaning of every Part of this Act, during the Continuance of the same.

American Troops, acting in Conjunction with British Forces, liable to the same Martial Laws.

And whereas great Mischief and Inconvenience may arise, if it should be doubted whether Troops in Pay, raised in any of the British Provinces in America, by Authority of the respective Governors or Governments thereof, are, while acting in Conjunction with His Majesty's British Forces, under the Command of an Officer having a Commission immediately from His Majesty, liable to the same Rules and Articles of War, and the same Penalties and Punishments, as the British Forces are subject to: To prevent such Mischief, and to remove all Doubts, be it declared and enacted by the Authority aforesaid, That all Officers and Soldiers of any Troops, being mustered and in Pay, which are or shall be raised in America, as aforesaid, shall, at all Times, and in all Places, when they happen to join or act in Conjunction with His Majesty's British Forces, be liable to Martial Law and Discipline, in like Manner, to all Intents and Purposes, as the British Forces are; and shall be subject to the same Trial, Penalties, and Punishments.

Officers and Soldiers of the American Troops sent over to Great Britain,

And whereas the Officers and Soldiers of the said Troops being taken Prisoners in America, are frequently sent over to Great Britain in a very distressed Condition: And whereas their Pay is not sufficient to provide them with necessary Lodgings and Accommodations; be it enacted by the Authority aforesaid, That during the Continuance of this Act, it shall be lawful for the Constables, and other Civil Magistrates, within England, Wales, and the Town of Berwick upon Tweed, to quarter and billet the Officers and Soldiers of the said American Troops in all such Houses as are liable by this Act to receive the Officers and Soldiers of His Majesty's British Forces: And the said Constables, and other Civil Magistrates, are hereby required to quarter and billet the Officers and Soldiers of the said American Troops in the same Manner, and under the same Regulations and Penalties, as are directed by this Act to be observed in quartering and

to be quartered and billeted as the British Forces;

and under the same Regulations and Penalties.

billetting the Officers and Soldiers of His Majesty's British Forces; and all Persons on whom the Officers and Soldiers of the said Troops shall be legally quartered, refusing to receive and provide for them, as is directed for the Officers and Soldiers of His Majesty's British Forces, shall be subject to the same Penalties as in the Case of the said British Forces.

And be it further enacted, That when and as often as any Regiment or Company shall be relieved at any Station or Place beyond the Seas, in order to their Return to Great Britain or Ireland, it shall and may be lawful for any Officer or Officers thereunto authorised by the Commander in Chief, at such Station or Place respectively, to enlist as many of the Soldiers belonging to such Regiment or Company, returning to Great Britain or Ireland, as shall be willing, and who shall appear to be fit for Service, and to incorporate them in any Regiment or Company which shall be appointed to remain; and every Soldier so enlisted shall be, and is hereby deemed to be discharged from the Regiment or Company in which he before served; and the Occasion of his quitting such former Corps shall be recited in the enlisting Certificate; a Duplicate, or an attested Copy whereof, shall be delivered to such Soldier, to protect him from being any-ways molested upon Suspicion of his having deserted.

Where any Corps beyond Seas shall be relieved in order to return Home, such of the Men as shall chuse may be enlisted, and incorporated with those appointed to remain;

the Occasion of quitting such former Corps to be recited in the enlisting Certificate.

Provided always, That nothing in this Act contained shall extend, or be any-ways construed to extend, to concern any of the Militia Forces of this Kingdom, or of the Kingdom of Ireland, or in Jersey, Guernsey, Alderney, Sark, or Man, or the Islands thereto belonging, excepting only in such Case wherein by any Act for regulating the Militia Forces in that Part of Great Britain called England, the Provisions contained in this Act, or in any Act for punishing Mutiny and Desertion, which shall be then in Force, are extended and meant to take Place in respect of the Officers of the Militia and Private Militia Men, within that Part of Great Britain aforesaid.

This Act not to extend to the Militia further than is directed by the Militia Laws.

And whereas it may be expedient in certain Cases, and particularly in such Matters wherein any of His Majesty's Marine Forces may be interested, that Officers of the

Marines

As often as it shall be necessary, Officers of the Land and Marine

Forces may sit
in Conjunction
upon Courts-
martial;

taking Rank
according to
the Seniority
of their Com-
missions.

Marines shall be associated with Officers of the Land Forces for the Purpose of holding Courts-martial; be it enacted and declared, That when and as often as it may be necessary, it shall and may be lawful for Officers of the Land and Marine Forces to sit in Conjunction upon Courts-martial, and to proceed in the Trial of any Officer or Soldier of the Land Forces, in like Manner, to all Intents and Purposes, as if such Courts-martial were composed of Officers of the Land Forces only; and the Officers of the Land and Marine Forces are, in such Cases, to take Rank according to the Seniority of their Commissions in either Service.

F I N I S.

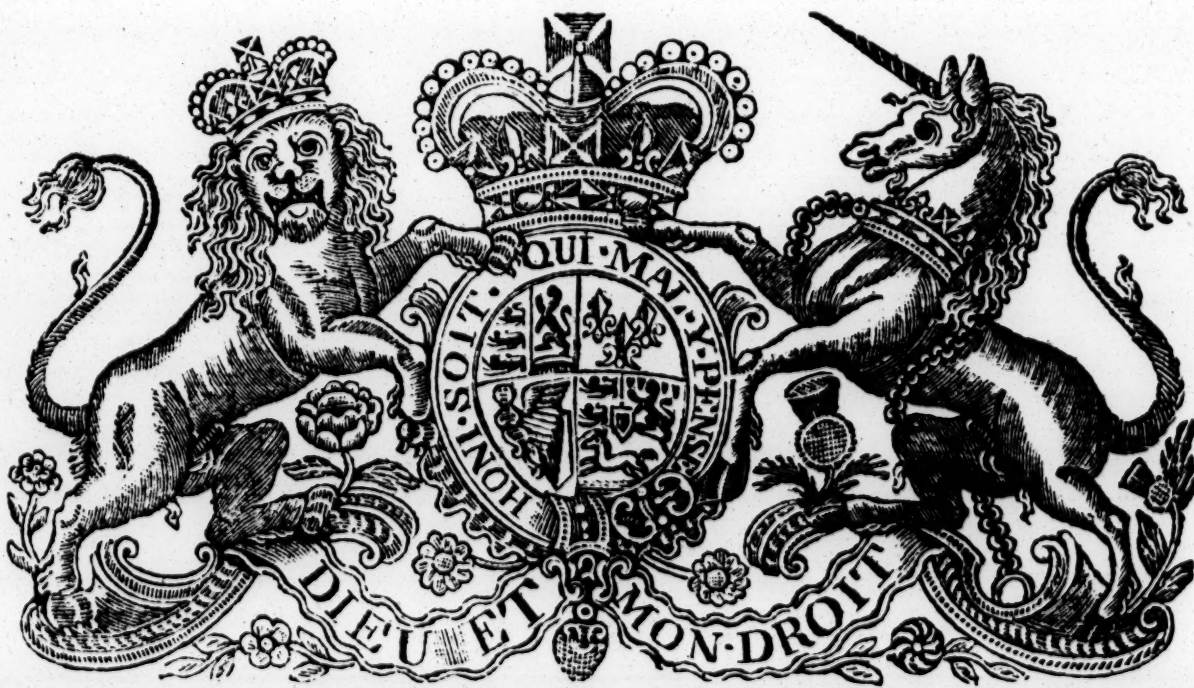
ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

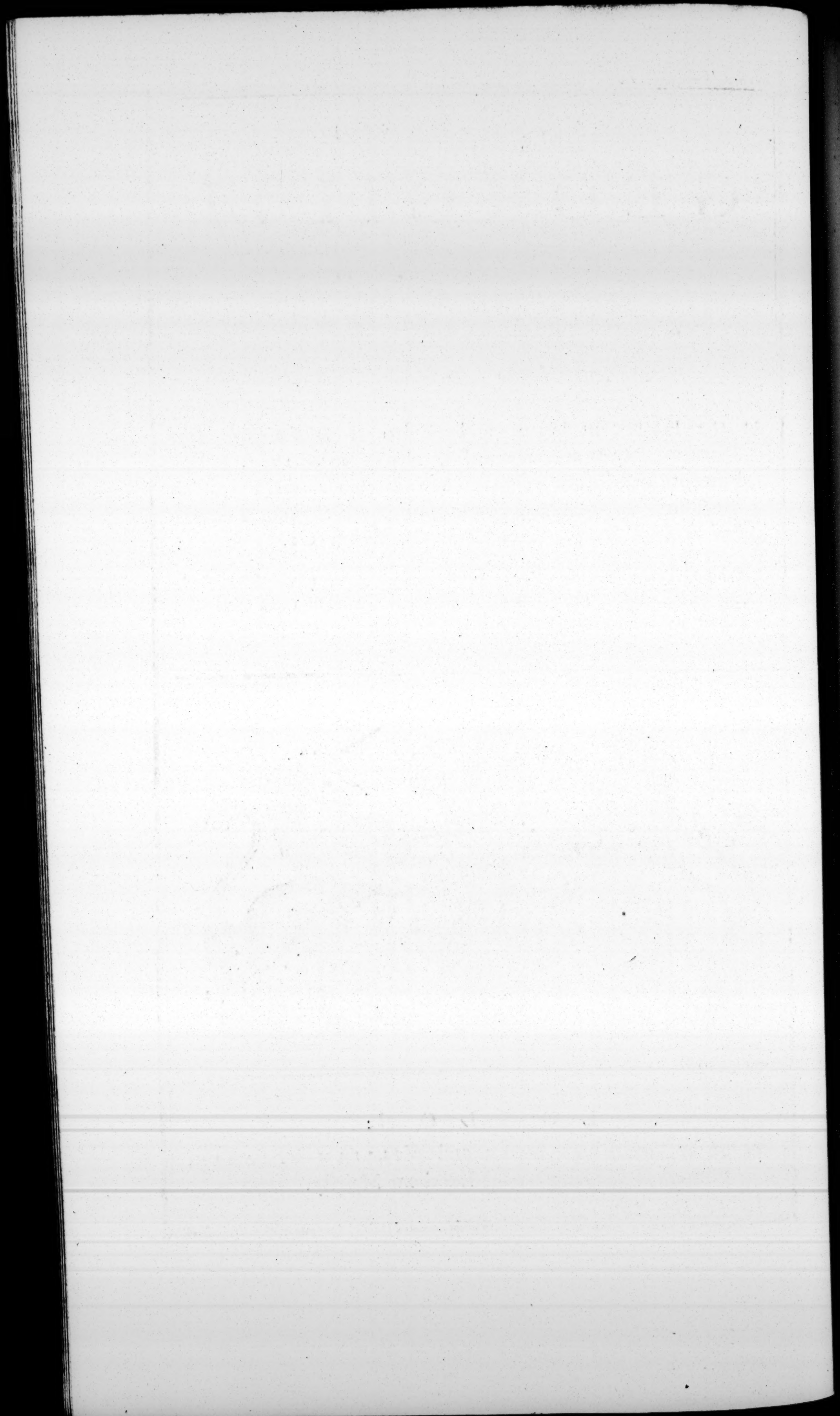
At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N:

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty, 1778.





ANNO DECIMO OCTAVO

Georgii III. Regis.

C A P. V.

An Act for the Regulation of His Majesty's
Marine Forces while on Shore.



WHEREAS it may be necessary, for Preamble.
the Safety of this Kingdom, and the
Defence of the Possessions of the Crown
of Great Britain, that a Body of Ma-
rine Forces should be employed in His
Majesty's Fleet and Naval Service,
under the Direction of the Lord High
Admiral, or Commissioners for executing the Office of
Lord High Admiral of Great Britain: And whereas the
said Marine Forces may frequently be quartered on
Shore, where they will not be subject to the Laws
relating to the Government of His Majesty's Forces
by Sea; yet nevertheless, it being requisite, for the re-
taining of such Forces in their Duty, that an exact Dis-
cipline be observed; and that Marines who shall mutiny,
or stir up Sedition, or shall desert His Majesty's Ser-
vice, be brought to a more exemplary and speedy Punish-
ment than the Law will allow; be it enacted by the
King's

After 25
March, 1778,
during the
Continuance
of this Act,
every Marine
Officer and
Private Man
on Shore,

who shall mu-
tiny or desert,
&c.

or lift in any
other Regi-
ment, &c.

or shall be
found sleeping
on, or shall de-
sert, his Post,
or hold Cor-
respondence
with the En-
emies of His
Majesty,

King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, if any Person being entered or in Pay as an Officer of Marines, or who is or shall be listed or in Pay as a Private Man, in any Company of Marines in His Majesty's Service, and on the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, shall remain in such Service, or, during the Continuance of this Act, shall be voluntarily entered, and in Pay, as a Marine Officer or Private Man in His Majesty's Service, and being ordered or employed in such Service, at any Time, during the Continuance of this Act, on Shore, in any Place within the Realm of Great Britain, or in the Kingdom of Ireland, or in any of His Majesty's Dominions beyond the Seas respectively, shall begin, excite, cause, or join in any Mutiny or Sedition in the Company to which he doth or shall belong, or in any other Company, Troop, or Regiment, either of Marine or Land Forces in His Majesty's Service; or shall not use his utmost Endeavours to suppress the same; or coming to the Knowledge of any such Mutiny, or intended Mutiny, shall not, without Delay, give Information thereof to his Commanding Officer; or shall desert His Majesty's Service; or being actually entered as a Marine in any Company, shall lift himself in any other Company, Troop, or Regiment, in His Majesty's Service, without first having a Discharge in Writing from the Officer commanding in Chief the Company in which he last served as a Marine; or shall be found sleeping upon his Post, or shall leave it before relieved; or shall hold Correspondence with any Rebel or Enemy of His Majesty, or give them Advice or Intelligence of any Kind, by any Ways or Means, or in any Manner whatsoever; or shall treat with such Rebels or Enemies, or enter into any Condition with them, without His Majesty's Licence, or Licence of the Lord High Admiral of Great Britain, or Three or more of the Commissioners for

for executing the Office of Lord High Admiral of Great Britain for the Time being; or shall strike or use any Violence against his superior Officer, being in the Execution of his Office; or shall disobey any lawful Command of his superior Officer; all and every Person and Persons so offending in any or either of the Matters before mentioned, on Shore, in any Part of this Kingdom or Ireland, or any of His Majesty's Dominions beyond the Seas, shall suffer Death, or such other Punishment as by a Court-martial shall be inflicted.

or shall strike, or disobey his superior Officer;

shall suffer Death, or such Punishment as a Court-martial shall inflict.

And be it further enacted by the Authority aforesaid, That it shall and may, from Time to Time, during the Continuance of this Act, be lawful to and for the said Lord High Admiral, or Three or more of the said Commissioners for executing the said Office of Lord High Admiral for the Time being, to grant a Commission under his or their respective Hand or Hands, to any Officer of Marines in His Majesty's Service, not under the Degree of a Field Officer, for the holding a General Court-martial, at any Place or Places, on Shore, in this Realm, or in Ireland, or in any of His Majesty's Dominions beyond the Seas; in every of which Courts-martial all or any of the Offences aforesaid, and all or any other of the Offences herein-after specified, shall be tried and proceeded against in such Manner as by this Act is directed.

The Lord High Admiral, or Commissioners for executing that Office, may grant a Commission for holding a General Court-martial, &c.

And be it also enacted, That it shall and may be lawful to and for such Courts-martial respectively, by their Sentence or Judgement, to inflict Corporal Punishment, not extending to Life or Limb, on any Marine, for Immorality, Misbehaviour, or Neglect of Duty, on Shore, in any Place or Places within this Realm, or Ireland, or any of His Majesty's Dominions beyond the Seas, during the Continuance of this Act.

Courts-martial may inflict Corporal Punishment for Immoralities, &c.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Lord High Admiral, or Three or more of the Commissioners for executing the said Office of Lord High Admiral, at any Time during the Continuance of this Act, to make and establish Rules and Articles in Writing, under his

Lords, &c. of the Admiralty empowered to make Articles for Punishment of Mutiny and Desertion, &c.

and to constitute Courts-martial.

his or their respective Hand or Hands, for the Punishment of Mutiny and Desertion, Immorality, Misbehaviour, and Neglect of Duty, in any of His Majesty's Marine Forces while on Shore, in any Part of this Realm, or Ireland, or any of His Majesty's Dominions beyond the Seas, and for bringing Offenders against the same to Justice; and to erect and constitute Courts-martial, with Power to try, hear, and determine, any Crimes or Offences specified in such Rules and Articles, and inflict Punishments, by Sentence or Judgement for the same, according to the true Intent and Meaning of this Act.

None to be adjudged of Life or Limb but for Crimes expressed to be so punishable by this Act.

Provided always, That no Person or Persons shall be adjudged to suffer any Punishment extending to Life or Limb by the said Rules or Articles, within the Kingdom of Great Britain or Ireland, except for such Crime or Crimes as is or are expressed to be so punishable by this Act.

General Court-martial not to consist of less than 13; and the President to be a Field Officer, or Officer next in Seniority, not under the Degree of a Captain.

And it is hereby further enacted and declared, That no General Court-martial, which shall have Power to sit by virtue of this Act, shall consist of a less Number than Thirteen, whereof none to be under the Degree of a Commission Officer; and the President of such Court-martial shall not be under the Degree of a Field Officer of Marines, unless where such Field Officer cannot be had; in which Case, the Marine Officer next in Seniority to such Field Officer, not being under the Degree of a Captain, shall preside at such Court-martial; and that such Court-martial shall have Power and Authority, and are hereby required, to administer an Oath to every Witness, in order to the Examination or Trial of any of the Offences that shall come before them.

Court-martial may administer an Oath to Witnesses.

Officers to be sworn.

Provided always, That in all Trials of Offenders by General Courts-martial, to be held by virtue of this Act, every Officer present at such Trial, before any Proceedings be had thereupon, shall take the following Oaths, upon the Holy Evangelists, before the Court, and Judge-advocate, or his Deputy, (who are hereby authorised to administer the same), in these Words; that is to say,

YOU

YOU shall well and truly try and determine, according to the Evidence which shall be given in the Matter now before you, between our Sovereign Lord the King's Majesty and the Prisoner to be tried :

*Judge's
Charge before
Oath.*

So help you GOD.

I *A. B.* do swear, That I will duly administer Justice, according to an Act of Parliament now in Force for the Regulation of His Majesty's Marine Forces while on Shore, and according to the Rules and Articles made in pursuance of the said Act of Parliament for the Punishment of Mutiny and Desertion, and other Crimes therein respectively mentioned, without Partiality, Favour, or Affection; and if any Doubt shall arise, (which is not explained by the said Act of Parliament, or the said Rules and Articles), according to my Conscience, the best of my Understanding, and the Custom of War in like Cases. And I further swear, That I will not divulge the Sentence of the Court, until it shall be approved by the Lord High Admiral, or Three or more of the Commissioners for executing the Office of Lord High Admiral of *Great Britain*; neither will I, upon any Account, at any Time whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court-martial, unless required to give Evidence thereof, as a Witness, by a Court of Justice, in a due Course of Law :

The Oath.

So help me GOD.

And so soon as the said Oaths shall have been administered to the respective Members, the President of the Court is hereby authorised and required to administer to the Judge-advocate, or to the Person officiating as such, an Oath, in the following Words :

*The Judge-
advocate to
be sworn.*

I *A. B.* do swear, That I will not, upon any Account, at any Time whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court-martial, unless required to give Evidence thereof, as a Witness, by a Court of Justice, in a due Course of Law :

The Oath.

So help me GOD.

In Sentences
of Death,
what Number
of Officers
shall concur,
etc.

Hours of
Trial.

The Party
tried intitled
to a Copy of
the Sentence
and Proceed-
ings of the
Court-martial.

Original Pro-
ceedings, &c.
of Courts-
martial to be
transmitted to
the Secretary
of the Admi-
rality, etc.

None to be
tried a Second
Time for the
same Offence.

Sentence not
to be revised
more than
Once.

And no Sentence of Death shall be given against any Offender by any such General Court-martial, as aforesaid, unless Nine Officers present shall concur therein; and if there be more Officers present than Thirteen, then the Judgement shall pass by the Concurrence of Two-thirds of the Officers present: And no Proceeding or Trial shall be had upon any Offence but between the Hours of Eight of the Clock in the Morning and Three in the Afternoon, except in Cases which require an immediate Example.

Provided always, That the Party tried by any General Court-martial, to be held as aforesaid, shall be intitled to a Copy of the Sentence and Proceedings of such Court-martial, upon Demand thereof made by himself, or by any other Person or Persons on his Behalf, (he or they paying reasonably for the same), at any Time not sooner than Three Months after such Sentence, whether such Sentence be approved or not; any Thing in this Act to the contrary notwithstanding.

And be it enacted by the Authority aforesaid, That every Judge-advocate, or Person officiating as such, at any General Court-martial, to be held as aforesaid, do, and he is hereby required to transmit, with as much Expedition as the Opportunity of Time and Distance of Place can admit, the Original Proceedings and Sentence of such Court-martial to the Secretary of the Admiralty for the Time being; which Original Proceedings and Sentence shall be by him carefully kept and preserved in the Office of the Admiralty of Great Britain, to the End that the Persons intitled thereto may be enabled, upon Application to the said Office, to obtain Copies thereof, according to the true Intent and Meaning of this Act.

Provided always, and be it hereby declared and enacted, That no Marine, either Officer or Private Man, being acquitted or convicted of any Offence at any such Court-martial as aforesaid, shall be liable to be tried a Second Time by the same or any other Court-martial for the same Offence; and that no Sentence given by any Court-martial, and signed by the President thereof, be liable to be revised more than Once.

And be it further enacted, That if any Officer or Private Man shall desert His Majesty's Service in any of His Dominions beyond the Seas, or elsewhere beyond the Seas, and shall escape and come into this Realm, or Ireland, before he be tried by a Court-martial for such Offence, and shall be apprehended for the same; such Officer or Private Man shall be tried for the same, as if the same Offence had been committed within this Realm.

Deserters beyond Sea, &c. may be tried here or in Ireland.

Provided always, That nothing in this Act contained shall extend, or be construed to extend, to exempt any Marine, either Officer or Private Man whatsoever, while on Shore, from being proceeded against by the ordinary Course of Law.

This Act not to exempt any on Shore from ordinary Process.

Provided also, and be it further enacted, That no Person or Persons, being acquitted or convicted of any Capital Crimes, Violences, or Offences, by the Civil Magistrate, shall be liable to be punished by a Court-martial for the same, otherwise than by cashiering.

Persons acquitted, &c. by the Civil Magistrate may only be cashiered by a Court-martial.

Provided also, and be it further enacted, That if any Marine Officer, Non-commission Officer, or Private Man, shall be accused of any Capital Crime, or of any Violence or Offence against the Person, Estate, or Property, of any of His Majesty's Subjects, which is punishable by the known Laws of the Land; the Commanding Officer or Officers of every Company or Party is and are hereby required to use his and their utmost Endeavours to deliver over such accused Person to the Civil Magistrate; and shall also be aiding and assisting to the Officers of Justice in the seizing and apprehending such Offender in order to bring him to Trial: And if any such Commanding Officer shall wilfully neglect or refuse, upon Application made to him for that Purpose, to deliver over any such accused Person to the Civil Magistrate, or to be aiding and assisting to the Officers of Justice in the apprehending such Offender; every such Officer so offending, and being thereof convicted before any Two or more Justices of the Peace for the County where the Fact is committed, by the Oath of Two credible Witnesses, shall be deemed and taken to be ipso facto cashiered, and shall be utterly disabled to have or hold any Civil

Persons accused of Capital Crimes, &c. to be delivered over to the Civil Magistrate, &c.

Penalty on Officers refusing to deliver over Offenders.

or Military Office or Employment within this Kingdom, or in His Majesty's Service; provided the said Conviction be affirmed at the next Quarter Sessions of the Peace for the said County, and a Certificate thereof be transmitted to the Judge-advocate, who is hereby obliged to certify the same to the next Court-martial.

Fictitious Names allowed by His Majesty's Order upon the Muster-rolls for the Maintenance of Officers' Widows, not to be construed a false Muster.

And whereas His Majesty hath been graciously pleased, in Compassion to the distressed Condition of several Widows of Officers of the Army, who have lost their Lives in the Service of the late War, or during the late Rebellion, by Orders made under His Royal Sign Manual, to direct his Commissary General of the Musters to allow upon the Muster-rolls of all the Regiments, Troops, and Companies, a Number of fictitious Names therein mentioned, instead of Private Men, in order to raise and settle a Fund for the Maintenance of such Widows of Officers as are or shall be intitled to His Royal Bounty: Therefore, for the more effectually fulfilling His Majesty's said gracious Intentions with respect to the allowing of fictitious Names upon the Muster-rolls of the said Marine Forces while on Shore, for the Purposes aforesaid; be it further enacted and declared by the Authority aforesaid, That it shall and may be lawful, during the Continuance of this Act, to and for the said Lord High Admiral, or Three or more of the said Commissioners for executing the said Office of Lord High Admiral for the Time being, by Orders in Writing under his or their respective Hand or Hands, to direct the Person for the Time being authorised to pay the said Marine Forces, to pay over the full Pay of such fictitious Private Men as shall be allowed on the Muster-rolls of the said Marine Forces while on Shore, as aforesaid, to the proper Receiver appointed by His Majesty, according to such Orders and Instructions as His Majesty shall be pleased to make, under his Sign Manual, for the Purpose aforesaid; and that no Allowance of any such fictitious Name upon any Muster-roll of the said Marine Forces while on Shore, as aforesaid, shall be construed to be a false Muster; any Thing in this or any former Act contained to the contrary notwithstanding.

Paymaster to pay the full Pay of such Men to the Receiver.

And whereas there is and may be Occasion for the marching and quartering of the said Marine Forces in several Parts of this Kingdom; be it further enacted by the Authority aforesaid, That, for and during the Continuance of this Act, and no longer, (in pursuance of an Order or Orders in Writing in that Behalf under the Hand of the said Lord High Admiral, or under the Hands of Three or more of the Commissioners for executing the Office of Lord High Admiral for the Time being), it shall and may be lawful to and for the Constables, Tithingmen, Headboroughs, and other Chief Officers and Magistrates of Cities, Towns, and Villages, and other Places within England, Wales, and the Town of Berwick upon Tweed, and, in their Default or Absence, for any One Justice of the Peace inhabiting in or near any such City, Town, Village, or Place, and for no others; and such Constables, and other Chief Magistrates, as aforesaid, are hereby required to quarter and billet the Marines, both Officers and Private Men, in His Majesty's Service, in Inns, Livery Stables, Alehouses, Victualling-houses, and the Houses of Sellers of Wine by Retail to be drank in their own Houses, or Places thereunto belonging, and all Houses of Persons selling Brandy, Strong Waters, Cyder, or Metheglin, by Retail, to be drank in Houses, other than and except the House or Houses of any Distillers, who keep Houses or Places of distilling Brandy and Strong Waters, and the House of any Shopkeeper, whose principal Dealing shall be more in other Goods and Merchandizes than in Brandy and Strong Waters, (so as such Distillers and Shopkeepers do not permit or suffer Tippling in his or their Houses), and in no other, and in no private Houses whatsoever, without the Consent of the Occupier; nor shall any more Billets at any Time be ordered than there are effective Marines present to be quartered: And if any Constable, Tithingman, or such like Officer or Magistrate, as aforesaid, shall presume to quarter or billet any such Officer or Private Man in any such private House, without the Consent of the Occupier; in such Case, such Occupier shall have his or their Remedy at Law against such

Constables,
etc. to quarter
Officers and
Men in Inns,
Alehouses,
etc.

but in no
Distillers or
Shopkeepers
Houses, or in
any Private
Houses.

Penalty on
Officers quar-
tering Men
contrary to
this Act, &c.

Persons ag-
grieved by
being quar-
tered on, may
complain to
any Justice,
and be reliev-
ed.

Officers and
Marines to
pay Rates for
their Provi-
sions.

such Magistrate or Officer, for the Damage that such De-
cupier shall sustain thereby: And if any Marine Officer
shall take upon him to quarter Private Men otherwise
than is limited and allowed by this Act, or shall use or
offer any Menace or Compulsion to any Mayors, Con-
stables, or other Civil Officers before mentioned, tend-
ing to deter and discourage any of them from performing
any Part of their Duty hereby required or appointed;
such Marine Officer shall, for every such Offence, (being
thereof convicted before any Two or more of the next
Justices of the Peace of the County, by the Oath of
Two credible Witnesses) be deemed and taken to be ipso
facto cashiered, and shall be utterly disabled to have or
hold any Military Employment within this Kingdom, or
in His Majesty's Service; provided the said Conviction
be affirmed at the next Quarter Sessions of the Peace
for the said County, and a Certificate thereof be trans-
mitted to the Judge-advocate, who is hereby obliged to
certify the same to the next Court-martial: And in case
any Person shall find himself aggrieved, in that such
Constable, Tithingman, or Headborough, Chief Officer
or Magistrate, (such Chief Officer or Magistrate not being
a Justice of the Peace) has quartered or billeted in his
house a greater Number of Marines than he ought to
bear in proportion to his Neighbours, and shall complain
thereof to One or more Justice or Justices of the Peace
of the Division, City, or Liberty where such Marines
are quartered; or in case such Chief Officer or Magistrate
shall be a Justice of the Peace, then, on Complaint made
to Two or more Justices of the Peace of such Division,
City, or Liberty, such Justice or Justices respectively
shall have, and is or are hereby declared to have Power
to relieve such Person, by ordering such and so many
of the said Marines to be removed and quartered upon
such other Person or Persons as they shall see Cause;
and such other Person or Persons shall be obliged to
receive such Marines accordingly.

Provided nevertheless, and it is hereby enacted, That
the Marine Officers and Private Men, so quartered and
billeted as aforesaid, shall be received and furnished with

Diet

Diet and Small Beer by the Owners of the Inns, Livery Stables, Alehouses, Victualling-houses, and the Houses of Sellers of Wine by Retail to be drank in their own Houses, or Places thereunto belonging, and other Houses in which they are allowed to be quartered and billeted by this Act, paying and allowing for the same the several Rates herein-after mentioned to be payable out of the Subsistence-money for Diet and Small Beer.

Provided always, That in case any Innholder, or other Person, on whom any Non-commission Officers or Private Men shall be quartered by virtue of this Act, (except on a March, or employed in recruiting, and likewise except the Recruits by them raised, for the Space of Seven Days at most for such Non-commission Officers and Private Men who are recruiting, and Recruits by them raised), shall be desirous to furnish such Non-commission Officers and Private Men with Candles, Vinegar, and Salt, and with either Small Beer or Cyder, not exceeding five Pints for each Man per Diem, gratis, and allow to such Non-commission Officers or Private Men the Use of Fire, and the necessary Utensils for dressing and eating their Meat, and shall give Notice of such his Desire to the Commanding Officer, and shall furnish and allow the same accordingly; then, and in such Case, the Non-commission Officers and Private Men so quartered shall provide their own Victuals; and the Officer to whom it belongs to receive, or who shall actually receive the Pay and Subsistence of such Non-commission Officers and Private Men, shall pay the several Sums herein-after mentioned to be payable out of the Subsistence-money for Diet and Small Beer, to the Non-commission Officers and Private Men aforesaid, and not to the Innholder, or other Person on whom such Non-commission Officers and Private Men are quartered; any Thing herein contained to the contrary notwithstanding.

What Innholders may allow Men quartered on them, instead of Meat.

Provided always, and be it enacted by the Authority aforesaid, That if any Marine Officer shall take, or cause to be taken, or knowingly suffer to be taken, any Money

Penalty on taking Money to excuse any Person from quartering.

of any Person for excusing the quartering of Officers or Private Men, or any of them, in any House allowed by this Act, every such Officer shall be cashiered, and be incapable of serving in any Military Employment whatsoever.

Commanding
Officer may
exchange Ma-
rines in their
Quarters,

and the Con-
stables to billet
the same ac-
cordingly.

No Paymaster,
etc. to make
Deductions
out of Officers
or Private
Men's Pay.

Exception.

And whereas it may be for the Benefit of the Service, for the Commanding Officer to have a Power to exchange the Billets or Quarters of Marines quartered in the same Town or Place, be it therefore enacted by the Authority aforesaid, That the Commanding Officer of Marines, in any Town or Place where such Marine Forces are quartered, shall, and he is hereby declared to have Power, from Time to Time, to exchange any Marine or Marines quartered in such Town or Place for any other Marine or Marines quartered in the same Town or Place, provided the Number of Men do not exceed the Number at that Time billeted on such Houses respectively, where such Men shall be exchanged; and the Constables, Tythingmen, Headboroughs, and other Chief Officers and Magistrates of the Cities, Towns, and Villages, or other Places where any of the said Marine Forces shall be quartered, are hereby required to billet such Men so exchanged accordingly.

And be it further enacted by the Authority aforesaid, That, from and after the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, no Paymaster, or other Officer or Person whatsoever, shall receive any Fees, or make any Deductions whatsoever, out of the Pay of any Marine, either Officer or Private Man, in His Majesty's Service, or from their Agents, which shall grow due from and after the said Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, other than the usual Deductions for Clothing, and Twelve-pence in the Pound, to be disposed of as His Majesty shall think fit; and the One Day's Pay in the Year for the Use of the Royal Hospital at Chelsea; and such other necessary Deductions as shall, from Time to Time, be directed by the said Lord High Admiral, or Three or more of the Commissioners for executing the Office of Lord High Admiral for the Time being, by

Order

Order in Writing under his or their respective Hand or Hands.

And that the Quarters both of the said Marine Officers and Private Men, while on Shore, as aforesaid, may, during the Continuance of this Act, be duly paid and satisfied, and His Majesty's Duties of Excise better answered, be it enacted by the Authority aforesaid, That, from and after the said Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, every Officer or other Person to whom it belongs to receive, or that shall actually receive, the Pay or Subsistence-money for One or more particular Company or Companies of the said Marine Forces, or otherwise, shall immediately, upon each Receipt of every particular Sum which shall, from Time to Time, be paid, returned, or come to his or their Hands, on Account of Pay or Subsistence, give publick Notice thereof to all Persons keeping Inns, or other Places where Officers or Private Men are quartered by virtue of this Act; and shall also appoint the said Innkeepers, and others, to repair to their Quarters, at such Times as they shall appoint for the Distribution and Payment of the said Pay or Subsistence-money to such Officers or Private Men, which shall be within Four Days at the farthest after the Receipt of the same, as aforesaid; and the said Innkeepers, and others, shall then and there acquaint such Officer or Officers with the Accounts or Debts (if any shall be) between them and the Officers and Private Men so quartered in their respective Houses; which Accounts the said Officer or Officers is or are hereby required to accept of, and immediately pay the same, before any Part of the said Pay or Subsistence be distributed either to the Officers or Private Men: Provided the said Accounts exceed not, for One Marine Commission Officer under the Degree of a Captain, for such Officer's Diet and Small Beer, per Diem, One Shilling; and if such Officer shall have a Horse or Horses, for each such Horse or Horses, for their Hay and Straw, per Diem, Sixpence; nor for One Private Man's Diet and Small Beer, per Diem, Four-pence: And if any Officer or Officers, as aforesaid, shall not give Notice as aforesaid,

Officers to give Notice to Innkeepers of Subsistence-money in their Hands.

Rates of Subsistence to be paid to Innkeepers, etc. for Marines Quarters.

Officers not giving Notice of Subsistence-money, and paying Quarters,

Paymaster to
satisfy them
out of the
Arrears :

And in case of
no Arrears
due, the Pay-
master may
deduct out of
the next Sub-
sistence-
money.

Officers neg-
lecting to be
cashiered.

On moving
from Quarters,
the Officer to
make up Ac-
counts, and
give Certifi-
cates for Mo-
ney due.

and shall not immediately, upon producing such Account stated, satisfy, content, and pay the same; upon Complaint and Oath made thereof, by any Two Witnesses, at the next Quarter Sessions for the County or City wherein such Quarters were, (which Oath the Justices of the Peace at such Sessions are hereby authorised and required to administer), the Paymaster, or Person for the Time being authorised to pay the said Marine Forces, is hereby required and authorised (upon Certificate of the said Justices before whom such Oath was made, of the Sum due upon such Accounts, and the Persons to whom the same is owing) to pay and satisfy the said Sums out of the Arrears due to the said Marine Officer or Officers, upon Penalty that such Paymaster or Person shall forfeit their respective Place or Places of Paymaster, or otherwise, and be discharged from holding the same for the future: And in case there shall be no Arrears due to the said Officer or Officers, then the said Paymaster, or Person for the Time being authorised to pay the said Marine Forces, is hereby authorised and required to deduct the Sums he shall pay, pursuant to the Certificate of the said Justices, out of the next Pay or Subsistence-money of the Company to which such Officer or Officers shall belong; and such Officer or Officers shall, for such their Offence, or for neglecting to give Notice of the Receipt of such Pay or Subsistence-money, as aforesaid, be deemed and taken, and are hereby declared ipso facto cashiered.

And where it shall happen that the Subsistence-money due to any Marine Officer or Private Man shall, by Occasion of any Accident, not be paid to such Officer or Private Man, or such Officer or Private Man shall neglect to pay the same, so that Quarters cannot be or are not paid, as this Act directs; in every such Case, it is hereby further enacted, That every such Officer shall, before his or their Departure out of his or their Quarters, where such Company shall remain for any Time whatsoever, make up the Accounts, as this Act directs, with every Person with whom such Company shall have quartered, and sign a Certificate thereof, and
give

give the said Certificate so by him signed to the Party to whom such Money is due, with the Name of such Company to which he or they shall belong; to the End the said Certificate may be forthwith transmitted to the proper Paymaster of the Marines, who is hereby required immediately to make Payment thereof to the Person or Persons to whom such Money shall be due, to the End the same may be applied to such Company, under Pain as is before in this Act directed for Nonpayment of Quarters.

Paymaster to
pay the Sum
certified for.

And be it enacted by the Authority aforesaid, That it shall and may be lawful to quarter Officers and Private Men of His Majesty's Marine Forces in Scotland, in such and the like Places and Houses as Officers and Private Men of the Land Forces might have been quartered in by the Laws in Force in Scotland at the Time of the Union; and that the Possessors of such Houses shall only be liable to furnish the said Marine Officers and Private Men quartered there, as by the said Laws in Force at the Time of the Union was provided with respect to the Officers and Private Men of the Land Forces; and that no such Marine Officer shall be obliged to pay for his Lodging, where he shall be regularly billeted, except in the Suburbs of Edinburgh.

Officers, etc.
to be quarter-
ed in Scotland,
as the Laws in
Force at the
Union direct.

And be it further enacted by the Authority aforesaid, That, for the better and more regular Provision of Carriages for His Majesty's Marine Forces in their Marches, or for their Arms, Clothes, and Accoutrements, in England, Wales, and the Town of Berwick upon Tweed, all Justices of the Peace, within their several Counties, Ridings, Divisions, Shires, Liberties, and Precincts, being duly required thereunto by the said Lord High Admiral, or Three or more of the Commissioners for executing the Office of Lord High Admiral for the Time being, by an Order in Writing, under his or their respective Hand or Hands, shall, as often as such Order shall be brought and shewn unto One or more such Justice or Justices by the Officer or Officers of the Company or Companies of Marines so ordered to march, issue out his or their Warrant or Warrants to the High Constables, or Petty Constables, of the Division, Riding, City, Liberty,

Justices may
order Consta-
bles to provide
Carriages for
the Marine
Forces in their
March.

Rates for
Carriages.

Hundred, or Precinct, from, through, near, or to which such Company or Companies shall be ordered to march, requiring them to make such Provision for Carriages, with able Men to drive the same, as shall be mentioned in the said Warrant, allowing them sufficient Time to do the same, that the neighbouring Parts may not always bear the Burthen; and in case sufficient Carriages cannot be provided within any such Riding, City, Liberty, Hundred, Division, or Precinct, then the next Justice or Justices of the Peace for the County, Riding, or Division, shall, upon such Order as aforesaid being brought or shewn to One or more of them by any of the Marine Officers aforesaid, issue his or their Warrant or Warrants to the High Constables, or Petty Constables, of such next County, Riding, Liberty, Division, or Precinct, for the Purposes aforesaid, to make up such Deficiency: And the aforesaid Officer or Officers, who, by virtue of the aforesaid Warrant or Warrants from such Justice or Justices of the Peace, is or are to demand the Carriage or Carriages therein mentioned of the High Constable, or Petty Constable, to whom the Warrant is directed, is and are hereby required, at the same Time, to pay down in hand to the said Constable, or Petty Constable, for the Use of the Person who shall provide such Carriages and Men, the Sum of One Shilling for every Mile any Waggon with Five Horses shall travel; and the Sum of One Shilling for every Mile any Wain with Six Oxen, or Four Oxen with Two Horses, shall travel; and the Sum of Nine-pence for every Mile any Cart with Four Horses shall travel; and so in proportion for less Carriages; for which respective Sum so received the said Constable, or Petty Constable, is hereby required to give a Receipt in Writing to the Person or Persons paying the same: And such Constable, or Petty Constable, shall order and appoint such Person or Persons, having Carriages within their respective Liberties, as they shall think proper, to provide and furnish such Carriages and Men according to the Warrant aforesaid, who are hereby required to provide and furnish the same accordingly: And if any Marine Officer or Officers, for the Use of

of whose Company or Companies the Carriage was provided, shall force and constrain any Waggon, Wain, Cart, or Carriage, to travel more than One Day's Journey, or shall not discharge the same in due Time for their Return home, or shall suffer any Marine or Servant, (except such as are sick), or any Woman, to ride in the Waggon, Wain, Cart, or Carriage aforesaid, or shall force any Constable, or Petty Constable, by Threatenings, or menacing Words, to provide Saddle Horses for themselves or Servants, or shall force Horses from the Owners by themselves, Servants, or Private Men; every such Officer, for every such Offence, shall forfeit the Sum of Five Pounds; Proof thereof being made upon Oath before Two of His Majesty's Justices of the Peace for the same County or Riding, who are to certify the same to the proper Paymaster of His Majesty's Marine Forces, who is hereby required to pay the aforesaid Sum of Five Pounds, according to the Order and Appointment under the Hands and Seals of such Justices of the Peace, and is also hereby impowered to deduct the same out of such Officer's Pay.

Penalty on Officers forcing Waggons to travel more than One Day's Journey, etc.

And be it enacted by the Authority aforesaid, That if any High Constable, or Petty Constable, shall wilfully neglect or refuse to execute any such Warrant of the said Justice or Justices of the Peace as shall be directed unto such Constable, or Petty Constable, for providing Carriages, as aforesaid; or if any Person or Persons, appointed by such Constable, or Petty Constable, to provide and furnish any Carriage and Man, shall refuse or neglect to provide the same; or any other Person or Persons whatsoever shall wilfully do any Act or Thing, whereby the Execution of any such Warrant or Warrants shall be hindered or frustrated; every such Constable, or other Person or Persons so offending, shall, for every such Offence, forfeit any Sum not exceeding Forty Shillings, nor less than Twenty Shillings, to the Use of the Poor of the Parish where any such Offence shall be committed: And all and every such Offence and Offences shall and may be enquired of, heard, and fully determined, by Two of His Majesty's Justices of the Peace dwelling in or near

Penalty on Constables, etc. Neglect.

near the Place where such Offence shall be committed, who have hereby Power to cause the said Penalty to be levied by Distress and Sale of the Offender's Goods and Chattels, rendering the Overplus (if any) to the Owner.

Treasurers of the County to repay the Constable's extraordinary Charges.

And whereas the respective Sums of Money by this Act appointed to be paid to the Constables by the Officers demanding such Carriages may not, in many Cases, be sufficient to answer the Charge and Expence of providing the same, whereby the said Constables may be frequently at great Charges over and above what is received by them of the said Officers, to the great Burthen of the Township of which they are respectively Constables, or else the Persons furnishing such Carriages may be grievously oppressed; to prevent which, and that such Overplus Charge may be borne by each County or Riding at the general Charge of such County or Riding, be it further enacted by the Authority aforesaid, That the Treasurer or Treasurers of each respective County or Riding, shall, without Fee or Reward, pay unto such Constable all and every such reasonable Sum or Sums of Money so by him paid or laid out for such Carriages, over and above what was or ought to have been paid by the Marine Officer requiring such Carriages, out of the publick Stock of such County or Riding, according to such Rates, Orders, Rules, and Directions as the said Justices of the Peace, in their Quarter Sessions assembled, within their respective Jurisdictions, shall, from Time to Time, during the Continuance of this Act, make, direct, and appoint, (which Orders shall be made without Fee or Reward); Regard being always had to the Season of the Year, and the Length and Condition of the Roads through which such Carriages are to travel.

The Money for those Purposes how to be raised.

And in case the said publick Stock of the County or Riding be not sufficient (over and above the other Purposes for which it was raised) to satisfy the extraordinary Charge of Carriages before mentioned; it is hereby further enacted, That the said Justices of the Peace, in the General Quarter Sessions, shall have Power, from Time to Time, to raise Monies upon the respective Counties or

or Ridings, in such Manner as they now raise Monies for building or repairing County Gaols and Bridges, to satisfy the said extraordinary Charge of Carriages.

Provided always, and be it further enacted, That no Waggon, Wain, Cart, or Carriage, impressed by Authority of this Act, shall be liable or obliged, by virtue of this Act, to carry above Twenty Hundred Weight; any Thing in this Act contained to the contrary notwithstanding.

No Waggon, etc. to carry above 20 Hundred Weight.

And be it further enacted, That the Carriages for the Service of the Marine Forces quartered or marching in Scotland, shall be provided in like Manner, and at the Rates, and the Furnisher of such Carriages shall be paid, as was directed by the Law in Force in Scotland at the Time of the Union; with regard to the furnishing Carriages for Land Forces.

Carriages in Scotland how to be provided.

And be it enacted by the Authority aforesaid, That if any Officer, Military or Civil, by this Act authorised to quarter Soldiers in any Houses hereby appointed for that Purpose, shall, at any Time during the Continuance of this Act, quarter any of the Wives, Children, Men or Maid Servants, of any Officer or Marine, in any such Houses, against the Consent of the Owners; the Party offending, if an Officer of the Marines, shall, upon Complaint and Proof thereof made to the Commissioners for executing the Office of Lord High Admiral, or Judge-advocate, be ipso facto cashiered; and if a Constable, Tithingman, or other Civil Officer, he shall forfeit to the Party aggrieved Twenty Shillings, upon Complaint and Proof thereof made to the next Justice of the Peace; to be levied by Warrant of such Justice, by Distress and Sale of his Goods, rendering the Overplus to the Party, after deducting reasonable Charges in taking the same.

Marines Wives, etc. not to be quartered without Consent.

Penalty.

And, for the better Preservation of the Game in or near such Place where any Officers or Soldiers shall at any Time be quartered, be it enacted by the Authority aforesaid, That if, from and after the said Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, any Officer or Soldier shall, without Leave of the Lord of the Manor, under his Hand and Seal first had

Penalty on Officers and Marines destroying the Game.

and obtained, take, kill, or destroy, any Hare, Coney, Pheasant, Partridge, Pigeon, or any other Sort of Fowls, Poultry, or Fish, or His Majesty's Game, within the Kingdom of Great Britain, and, upon Complaint thereof, shall be, upon Oath of One or more credible Witnesses or Witnesses, convicted before any Justice or Justices of the Peace, who is and are hereby impowered and authorised to hear and determine the same; (that is to say,) Every Officer so offending shall, for every such Offence, forfeit the Sum of Five Pounds, to be distributed among the Poor of the Place where such Offence shall be committed; and every Officer commanding in Chief upon the Place, for every such Offence committed by any Marine under his Command, shall forfeit the Sum of Twenty Shillings, to be paid and distributed in Manner aforesaid: And if, upon Conviction made by the Justices of the Peace, and Demand thereof also made by the Constable or Overseers of the Poor, such Officer shall refuse or neglect, and not within Two Days pay the said respective Penalties, such Officer so refusing or neglecting shall forfeit, and he is hereby declared to have forfeited, his Commission, and his Commission is hereby declared to be null and void.

Constables
may apprehend
Deserters, and carry
them before a
Justice.

And whereas several Marines, who being duly entered, may afterwards desert, and be found wandering or otherwise absenting themselves illegally from His Majesty's Service; it is hereby further enacted, That it shall and may be lawful to and for the Constable, Headborough, or Tithingman, of the Town or Place where any Person who may reasonably be suspected to be such a Deserter, shall be found, to apprehend, or cause him to be apprehended, and to cause such Person to be brought before any Justice of the Peace living in or near such Town or Place, who is hereby impowered and required to examine such suspected Person; and if by his Confession, or the Testimony of One or more Witnesses or Witnesses upon Oath, or by the Knowledge of such Justice of the Peace, it shall appear or be found that such suspected Person is a Marine duly entered, and ought to be with the Company to which he belongs, such Justice of the

the Peace shall forthwith cause him to be conveyed to the Gaol of the County or Place where he shall be found; or to the House of Correction, or other publick Prison in such Town or Place where such Deserter shall be apprehended; or to the Savoy, in case such Deserter shall be apprehended within the Cities of London or Westminster, or Places adjacent; and transmit an Account thereof to the Secretary of the Admiralty for the Time being, to the End such Person may be proceeded against according to Law: And the Keeper of such Gaol, House of Correction, or Prison, shall receive the full Subsistence of such Deserter, during the Time he shall continue in his Custody, for the Maintenance of such Deserter, but shall not be intitled to any Fee or Reward on account of the Imprisonment of any such Deserter; any Law, Usage, or Custom, to the contrary notwithstanding.

Justices to
commit them,

and transmit
an Account to
the Secretary
of the Admi-
rality.

Gaol Keeper
to receive the
Subsistence of
Deserters.

And, for the better Encouragement of any Person or Persons to secure or apprehend such Deserters, be it further enacted by the Authority aforesaid, That such Justice of the Peace shall also issue his Warrant in Writing to the Collector or Collectors of the Land Tax Money of the Parish or Township where such Deserter shall be apprehended, for paying out of the Land Tax Money arisen, or to arise, in the Year One thousand seven hundred and seventy-eight, into the Hands of such Person or Persons who shall apprehend, or cause to be apprehended, any such Deserter from His Majesty's Service, the Sum of Twenty Shillings for every such Deserter that shall be so apprehended and committed; which Sum of Twenty Shillings shall be satisfied by such Collector or Collectors to whom such Warrant shall be directed, and allowed upon his or their Account.

Reward for
taking up De-
serters.

And be it further enacted, That if any Person shall harbour, conceal, or assist, any Deserter from His Majesty's Marine Service, knowing him to be such, the Person so offending shall forfeit, for every such Offence, the Sum of Five Pounds; or if any Person shall knowingly detain, buy, or exchange, or otherwise receive, any Arms, Clothes, Caps, or other Furniture, belonging to the King, from any Marine or Marine Deserter, upon

Penalty on
Persons con-
cealing De-
serters, or
receiving
their Arms,
Clothes, etc.

any Account or Pretence whatsoever, or cause the Colour of such Clothes to be changed; every such Person so offending in each, any, or either of the Cases aforesaid, shall forfeit, for every such Offence, the Sum of Five Pounds; and upon Conviction, by the Oath of One or more credible Witnesses or Witnesses, before any One or more of His Majesty's Justices of the Peace, the said respective Penalties of Five Pounds, and Five Pounds, shall be levied, by Warrant under the Hands of the said Justice or Justices of the Peace, by Distress and Sale of the Goods and Chattels of the Offenders; One Moiety of the said first mentioned Penalty of Five Pounds to be paid to the Informer by whose Means such Deserter shall be apprehended, and One Moiety of the last mentioned Penalty of Five Pounds to be paid to the Informer; and the Residue of the said respective Penalties to be paid to the Officer to whom any such Deserter or Marine did or doth belong: And in case any such Offender, who shall be convicted, as aforesaid, of harbouring or assisting any such Deserter or Deserters; or having knowingly received any Arms, Clothes, Caps, or other Furniture, belonging to the King; or having caused the Colour of such Clothes to be changed, contrary to the Intent of this Act, shall not have sufficient Goods and Chattels whereon Distress may be made, to the Value of the Penalties recovered against him for such Offence, or shall not pay such Penalties within Four Days after such Conviction; then, and in such Case, such Justice or Justices of the Peace shall and may, by Warrant under his or their Hand and Seal or Hands and Seals, either commit such Offender to the common Gaol, there to remain without Bail or Mainprize for the Space of Three Months, or cause such Offender to be publicly whipped, at the Discretion of such Justice or Justices.

This Act to
extend to De-
serters, &c. in
Ireland.

Provided always, That so much of this Act as relates to the Punishment of such who shall harbour, conceal, or assist Deserters, or shall knowingly detain, buy, exchange, or otherwise receive, any Arms, Clothes, Caps, or other Furniture, belonging to the King, from any Marine or Marine Deserter, or cause the Colour of such
Clothes

Clothes to be changed, shall extend, to all Ends and Purposes whatsoever, to Ireland, and shall be put in Execution in that Kingdom by all Justices of the Peace, and other Officers respectively, according to the Tenor, and during the Continuance, of this Act.

And be it further enacted by the Authority aforesaid, That this Act, and every Thing herein contained, shall be and continue in Force from the said Twenty-fifth Day of March, in the Year of our Lord One thousand seven hundred and seventy-eight, until the Twenty-fifth Day of March, in the Year of our Lord One thousand seven hundred and seventy-nine.

Continuance
of this Act.

And, in order to prevent all Doubts which may arise in relation to punishing Offences committed against former Acts of Parliament made for the Regulation of the Marine Forces while on Shore, be it enacted by the Authority aforesaid, That all Crimes and Offences which have been committed against any of the former Acts in that Behalf, shall and may, during the Continuance of this present Act, be enquired of, heard, tried, determined, adjudged, and punished, before and by the like Courts, Persons, Powers, Authorities, Ways, Means, and Methods, as the like Crimes and Offences committed against this present Act may be enquired of, heard, tried, determined, adjudged, and punished.

Offences a-
gainst former
Acts may be
enquired of
and punished
as under this
Act:

Provided always, That no Person shall be liable to be tried or punished for any Offence against any of the said former Acts, which shall appear to have been committed more than Three Years before the issuing of the Commission or Warrant for such Trial; except only for the Offence of Desertion.

Provided no
Person be lia-
ble to be tried
for Offences
committed
Three Years
before issuing
the Warrant
for Trial,
except in Cases
of Desertion
only.

And, to prevent, as far as may be, any unjust or fraudulent Arrests that may be made upon Marines, where- by His Majesty and the Publick may be deprived of their Service, it is hereby further enacted by the Authority aforesaid, That no Person whatsoever, who is entered, or shall enter himself as a Volunteer in His Majesty's Service, as a Marine, during the Continuance of this Act, shall be liable to be taken out of His Majesty's Service by any Process or Execution whatsoever, other than

No Volunteer
liable to Pro-
cesses, unless for
some criminal
Matter,

or unless for a
real Debt of
the Value of
10 l.

Oath of the
Debt to be
made before a
Judge,

and a Memo-
randum there-
of marked on
the Back of
the Process;

otherwise the
Prisoner to be
discharged,
with Costs.

for some criminal Matter, unless for a real Debt, or other just Cause of Action; and unless, before the taking out of such Process or Execution, (not being for a Criminal Matter) the Plaintiff or Plaintiffs therein, or some other Person or Persons in his or their Behalf, shall make Affidavit before One or more Judge or Judges of the Court of Record, or other Court, out of which such Process or Execution shall issue, or before some Person authorised to take Affidavits in such Courts, that to his or their Knowledge the original Sum, justly due and owing to the Plaintiff or Plaintiffs from the Defendant or Defendants, in the Action or Cause of Action on which such Process shall issue, or the original Debt for which such Execution shall be issued out, amounts to the Value of Ten Pounds at least, over and above all Costs of Suit in the same Action, or in any other Action on which the same shall be grounded; a Memorandum of which Oath shall be marked on the Back of such Process or Writ, for which Memorandum or Oath no Fee shall be taken: And if any Person shall, nevertheless, be arrested contrary to the Intent of this Act, it shall and may be lawful for One or more Judge or Judges of such Court, upon Complaint thereof made by the Party himself, or by any his superior Officer, to examine into the same by the Oath of the Parties, or otherwise, and by Warrant under his or their Hands and Seals to discharge such Marine so arrested contrary to the Intent of this Act, without paying any Fee or Fees, upon due Proof made before him or them that such Marine so arrested was legally listed as a Marine in His Majesty's Service, and arrested contrary to the Intent of this Act; and also to award to the Party so complaining such Costs as such Judge or Judges shall think reasonable; for the Recovery whereof he shall have the like Remedy that the Person who takes out the said Execution might have had for his Costs, or the Plaintiff, in the like Action, might have had for the Recovery of his Costs, in case Judgment had been given for him with Costs against the Defendant in the said Action.

And,

And, to the End that honest Creditors, who aim only at the Recovery of their just Debts due to them from Persons entered as Marines in His Majesty's Service, may not be hindered from suing for the same, but on the contrary may be assisted and forwarded in their Suits; and instead of an Arrest, which may at once hurt the Service, and occasion a great Expence and Delay to themselves, may be enabled to proceed in a more speedy and cheap Method; be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Plaintiff or Plaintiffs, upon Notice first given in Writing of the Cause of Action to such Person or Persons so entered, or left at his or their last Place of Residence before such Entering, to file a common Appearance in any Action to be brought for or upon account of any Debt whatsoever, so as to intitle such Plaintiff to proceed therein to Judgement and Duty-lawy, and to have an Execution thereupon, other than against the Body or Bodies of him or them so entered, as aforesaid; this Act, or any Thing herein, or any former Law or Statute to the contrary notwithstanding.

Plaintiff giving Notice, may file a Common Appearance,

and proceed to Judgement and Execution.

And be it further enacted by the Authority aforesaid, That if any High Constable, Constable, Bedel, or other Officer or Person whatsoever, who, by virtue or colour of this Act, shall quarter or billet, or be employed in quartering or billeting, any Marine Officers or Private Men, shall neglect or refuse, for the Space of Two Hours, to quarter or billet such Officers or Marines, when thereunto required, in such Manner as is by this Act directed, provided sufficient Notice be given before the Arrival of such Forces; or shall receive, demand, contract, or agree, for any Sum or Sums of Money, or any Reward whatsoever, for or on account of excusing, or in order to excuse, any Person or Persons whatsoever from quartering, or receiving into his, her, or their House or Houses any such Officer or Marine; or in case any Victualler, or any other Person liable by this Act to have any Officer or Marine billeted or quartered on him or her, shall refuse to receive or victual any such Officer or Marine so quartered

Penalty on Constables, &c. neglecting to quarter Marines;

or taking Money to excuse any Person from quartering;

and on Victuallers refusing to receive Marines.

tered or billeted upon him or her as aforesaid; or shall refuse to furnish or allow, according to the Directions of this Act, the several Things herein-before respectively directed to be furnished or allowed to Non-commission Officers or Marines so quartered or billeted on him or her as aforesaid, at the Rate herein-before mentioned, and shall be thereof convicted before any One or more Justice or Justices of the Peace of the County, City, or Liberty, within which such Offence shall be committed, either by his own Confession, or by the Oath of One or more credible Witness or Witnesses, (which Oath the said Justice or Justices is and are hereby impowered to administer), every such High Constable, Constable, Bedel, or other Officer or Person so offending, shall forfeit, for every such Offence, the Sum of Five Pounds, or any Sum not exceeding Five Pounds nor less than Forty Shillings, (as the said Justice or Justices, before whom the Matter shall be heard, shall, in his or their Discretion, think fit); to be levied by Distress and Sale of the Goods of the Person offending, by Warrant under the Hand and Seal, or Hands and Seals, of such Justice or Justices before whom such Offender shall be convicted, or of One or more of them, to be directed to any other Constable within the County, City, or Liberty, or to any of the Overseers of the Poor of the Parish where the Offender shall dwell; and the said Sum of Five Pounds, or the said Sum not exceeding Five Pounds nor less than Forty Shillings, when levied, to be paid to the Overseers of the Poor of the Parish where the Offence shall be committed, or to some One of them, for the Use of the Poor of such Parish.

To prevent Abuses in quartering, Justices may order Constables to give an Account of the Number of Officers and Private Men, and where quartered.

And, for the better preventing Abuses in quartering or billeting the Marines, in pursuance of this Act, be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any One or more Justice or Justices of the Peace, within their respective Counties, Cities, or Liberties, by Warrant or Order under his or their Hand and Seal or Hands and Seals, at any Time or Times during the Continuance of this Act, to require and command any High Constable, Constable, Bedel, or

other

other Officer, who shall quarter or billet any Marines in pursuance of this Act, to give an Account in Writing unto the said Justice or Justices requiring the same, of the Number of Officers and Private Men who shall be quartered or billeted by them, and also the Names of the Housekeepers, or Persons upon whom every such Officer or Private Man shall be quartered or billeted, together with an Account of the Street or Place where every such Housekeeper dwells, and the Signs (if any) belonging to their Houses; to the End it may appear to the said Justice or Justices where such Officers and Private Men are quartered or billeted, and that he or they may thereby be the better enabled to prevent or punish all Abuses in the quartering or billeting of them.

Provided nevertheless, and it is hereby declared by the Authority aforesaid, That, from and after the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, when and as often as any Person or Persons shall be enlisted as a Marine or Marines in His Majesty's Service, he and they shall, within Four Days, but not sooner than Twenty-four Hours, after such Enlisting respectively, be carried before the next Justice of the Peace of any County, Riding, City, or Place, or Chief Magistrate of any City or Town Corporate, (not being an Officer of Marines), and before such Justice or Chief Magistrate he or they shall be at Liberty to declare his or their Dissent to such Enlisting; and upon such Declaration, and returning the Enlisting-money, and also each Person so dissenting paying the Sum of Twenty Shillings for the Charges expended or laid out upon him, such Person or Persons so enlisted shall be forthwith discharged and set at Liberty, in the Presence of such Justice or Chief Magistrate; but if such Person or Persons shall refuse or neglect, within the Space of Twenty-four Hours, to return and pay such Money, as aforesaid, he or they shall be deemed and taken to be enlisted, as if he or they had given his or their Assent thereto before the said Justice or Chief Magistrate; or if such Person or Persons shall declare his or their having voluntarily enlisted himself or themselves, then such Justice or Chief Magistrate shall,

Clause for Relief of Persons
hastily listing
themselves.

and he is hereby required forthwith to certify under his Hand, that such Person or Persons is or are duly enlisted; setting forth the Place of the Birth, Age, and Calling, of him or them respectively, (if known), and that the Second and Third Sections of the Articles of War, for the better Government of His Majesty's Marine Forces while on Shore in Great Britain and Ireland, were read to him or them, and that he or they had taken the Oath of Fidelity, mentioned in the Twelfth Section of the said Articles of War; and if any such Person or Persons, so to be certified as duly enlisted, shall refuse to take the said Oath of Fidelity before the said Justice or Chief Magistrate, it shall and may be lawful for such Officer from whom he has received such Money as aforesaid to detain or confine such Person or Persons until he or they shall take the Oath before required; and every Officer of Marines that shall act contrary hereto, or offend herein, upon Proof thereof upon Oath made by Two Witnesses, before a General Court-martial to be thereupon called, shall, for such Offence, be forthwith cashiered and displaced from such his Office, and shall be thereby utterly disabled to have or hold any Civil or Military Office or Employment within this Kingdom, or in His Majesty's Service.

As often as it shall be necessary, Officers of the Marine and Land Forces may sit in Conjunction upon Courts-martial;

taking Rank according to the Seniority of their Commissions.

And whereas it may be expedient in certain Cases, particularly where a sufficient Number of Marine Officers cannot be conveniently assembled, or in Matters wherein any of His Majesty's Land Forces may be interested, that Officers of the Land Forces should be associated with the Marine Officers for the Purpose of holding Courts-martial; be it enacted and declared, That when and as often as it shall be necessary, it shall and may be lawful for Officers of the Marine and Land Forces to sit in Conjunction upon Courts-martial, and to proceed in the Trial of any Marine Officer or Private Man, in like Manner, to all Intents and Purposes, as if such Courts-martial were composed of Marine Officers only; and the Officers of the Marine and Land Forces are, in such Cases, to take Rank according to the Seniority of their Commissions in either Service.

Provided always, and it is hereby declared, That all His Majesty's Marine Forces, as well Officers as Private Men, shall, from Time to Time, during their being respectively borne as Part of the Complement of any of His Majesty's Ships or Vessels, be subject or liable in like Manner, in all Respects, as any Officers or Seamen employed in His Majesty's Sea Service are subject and liable to be governed, and proceeded against, and punished, for Offences committed by them during the Time they shall be borne as Part of the Complement of such Ships or Vessels, according to the Purport, Tenor, Effect, and true Intent and Meaning of an Act of Parliament, made in the Twenty-second Year of the Reign of His late Majesty King George the Second, (intituled, An Act for amending, explaining, and reducing into One Act of Parliament, the Laws relating to the Government of His Majesty's Ships, Vessels, and Forces by Sea); this present Act, or any Thing herein contained, notwithstanding.

Marine Forces being borne as Part of the Complement of any Ships of War, are liable to be governed by the Rules established by Act 22 Geo. II.

F I N I S.

3 400 30

01719

ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

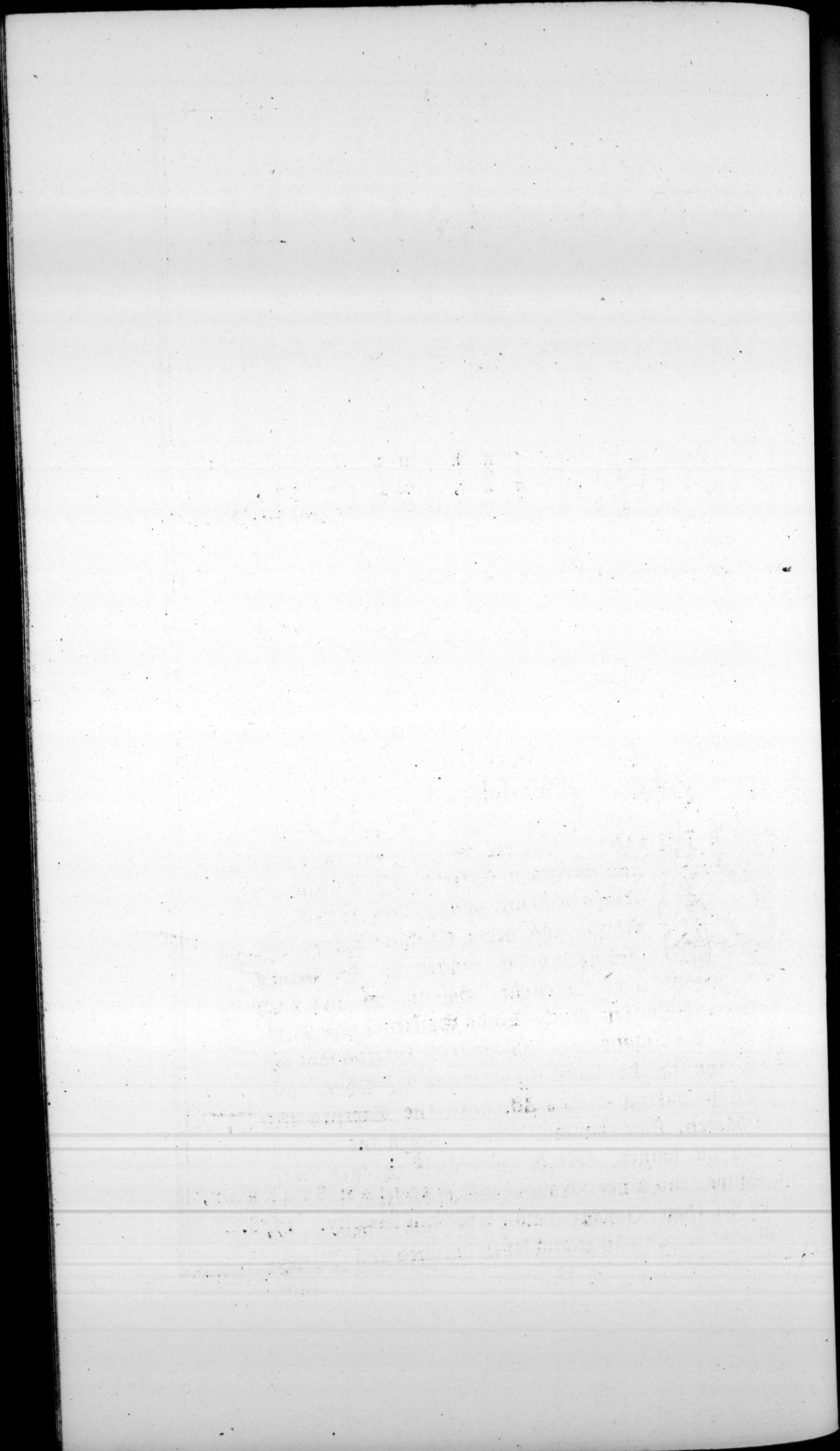
At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France*, and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

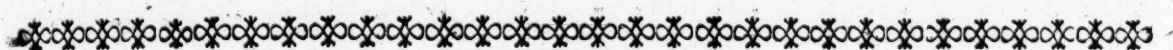
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.





ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. VI.

An Act for the better Supply of Mariners and Seamen to serve in His Majesty's Ships of War, and on Board Merchant Ships and other Trading Ships and Vessels.



OR the better Supply of Mariners and Seamen to serve in His Majesty's Ships of War, and on Board Merchant Ships, and other Trading Ships and Vessels; be it enacted by the King's most Excellent Majesty, by and with

Preamble.

the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the passing of this Act, until the Twenty-fifth Day of March, One thousand seven hundred and seventy-nine, and no longer, (except in respect to such Merchant Ships, and other Trading Ships or Vessels, which shall be on their Voyage before the said Twenty-fifth Day of March, One thousand seven hundred and seventy-

From the passing of this Act till March 25, 1779, Merchant Ships, etc. may be navigated by Three-fourths Foreign Seamen.

nine, who shall be, and are hereby allowed the Liberty and Benefit of returning Home navigated in the Manner as herein-after is provided), it shall and may be lawful for any Merchant Ship, or other Trading Ship or Vessel, to be navigated by Foreign Seamen or Mariners, not being Natives of Great Britain, or of any of the Colonies or Plantations thereto belonging, or His Majesty's natural or naturalized Subjects, so as the Number of such Foreign Seamen or Mariners do not exceed Three-fourths of the Mariners at any One Time employed to navigate such Merchant Ship, or other Trading Ship or Vessel, and that One-fourth at least of the Mariners or Seamen so employed, be at all Times Natives, or His Majesty's naturalized Subjects of Great Britain, (sudden Death and Hazard and Casualties of War, and the Seas, saved and excepted), One Act of Parliament, made in the Twelfth Year of the Reign of His late Majesty King Charles the Second, (intituled, An Act for the encouraging and encreasing of Shipping and Navigation), or any other Statute or Law to the contrary notwithstanding.

This Act not to restrain any Royal Proclamation to be made pursuant to an Act 13 Geo. II.

Provided always, That nothing in this Act contained shall extend to take away or restrain the Effect of any such Royal Proclamation, as His Majesty, His Heirs and Successors, are impowered to make by virtue of an Act, passed in the Thirteenth Year of His late Majesty's Reign, (intituled, An Act for the better Supply of Mariners and Seamen, to serve in His Majesty's Ships of War, and on Board Merchant Ships and other Trading Ships and Privateers).

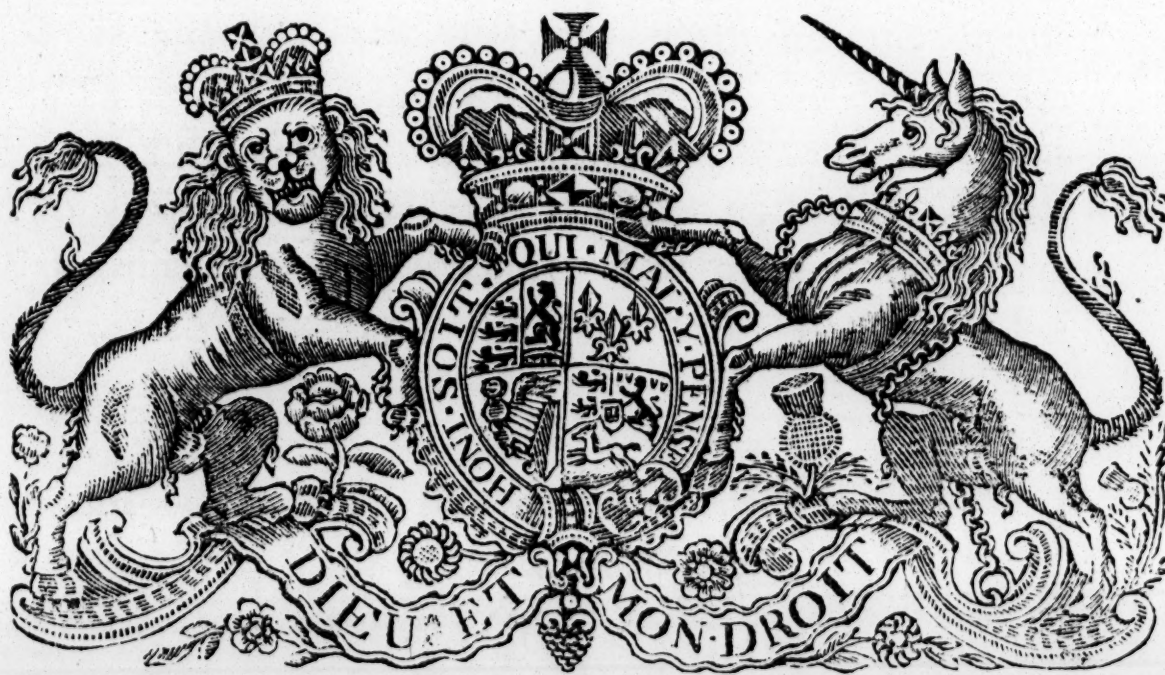
ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

GEORGE III.

1763

By Appointment

Printed by

at the Press of the
University of
the City of
and
and from the
by of
Parliament

LONDON

Printed by CHARLES DODD, at the Press of the
Printers to the King's most Excellent Majesty



ANNO DECIMO OCTAVO

Georgii III. Regis.

C A P. VII.

An Act for repairing the Highways and Bridges
in the County of *Wigton*.



WHEREAS the Powers granted by Preamble.
Law in Scotland relative to Highways
and Bridges, and the Services and
Work, and Monies, which are thereby
authorized to be exacted and levied, have
been found by Experience insufficient to
amend, keep in Repair, and make the Roads and Bridges
necessary within the County of *Wigton*, and that other
and further Powers are requisite to be given to the He-
ritors and Justices of the Peace of the said County,
effectually to carry the Intention of the said Laws into
Execution; and as this cannot be obtained without the
Aid of Parliament; may it therefore please Your Ma-
jesty that it may be enacted; and be it enacted by the
King's most Excellent Majesty, by and with the Advice
and Consent of the Lords Spiritual and Temporal, and
Commons, in this present Parliament assembled, and
by the Authority of the same, That every Person who

Trustees.

is at present, or hereafter shall be, in his own Right, or in the Right of his Wife, in the actual Possession and Enjoyment, as Proprietor or Life-renter, of Lands lying within the said County of Wigton, as valued in the Tax-roll or Valuation Books for the said County, to the Extent of One hundred Pounds Scots per Annum; and all and every the eldest Sons of such Persons, being Heirs of said Property, and also the Sheriff Depute of the said County for the Time being, and the chief residing Magistrate of every Royal Borough within the said County, during his Magistracy only, shall be, and they are hereby nominated and appointed Trustees and Commissioners for making, repairing, widening and keeping in Repair, the Highways, Roads, and Bridges within the said County, and for executing all other the Powers by this Act to them given and granted.

Penalty on acting if not qualified.

Provided always, That if any Person not qualified as aforesaid shall presume to act as a Trustee, every such Person shall, for such acting, forfeit the Sum of Ten Pounds Sterling, besides the Expence of Prosecution; to be recovered by Complaint in a summary Way, at the Suit of any Person within the said County, before the Justices of the Peace at their Quarter Sessions, or before the Sheriff Depute of the said County, or his Substitute, which Penalty shall be paid to the Trustees aforesaid, to be by them applied for repairing the said Roads; and in case any such Complaint shall be made, the Proof of Qualification shall lie upon the Defendant.

Division of the County into Two Districts.

Meetings of Trustees.

And, for the more easy and effectual Execution of this Act, and of the Powers herein-after granted, be it enacted by the Authority aforesaid, That the said County be divided into Two Districts; one District to consist of the several Parishes within the said County in the Presbytery of Wigton, and the other District to consist of the other Parishes within the said County in the Presbytery of Stranraer; and the aforesaid Trustees or Commissioners shall hold their First Meeting in the Town-hall of Wigton, the Second Tuesday of June next at Mid-day, in order to concert and give the properest Instructions for carrying this Act into Execution; and

thereafter the said Trustees or Commissioners, within the District in which their Lands respectively do lie, or any five or more of them, shall annually hold a Meeting at Wigton the first Tuesday of October, and at Stranraer the first Friday of October, at Mid-day, declaring five Trustees by this Act to be a Quorum, with Power to them, or the Majority of those present, at said fixed (or other District) Meetings, to adjourn to such other Times and Places within each District respectively as they may judge proper, and with Power also to choose a Preses and Clerk, and to make such Appointments and give such Directions as to them the Trustees for each District separately shall seem proper; and the said Trustees or Commissioners shall have Power to act in any one of the said Districts, whether residing therein or not, provided they have the Qualification therein required by this Act; and the said Trustees shall at all their different Meetings pay and defray their own Expences.

Five Trustees
may adjourn,
&c.

Provided always, That where the Number present at the said fixed District Meetings, or other Meetings called or appointed by Adjournment, shall not amount to five Trustees, and that Three Trustees present shall think fit to adjourn the Meeting, then, and in that Case, Ten Days previous Notice of the Day and Purpose of the adjourned Meeting (which shall be to the same Place) shall be given in Manner herein-after mentioned: And provided also, that any Three Trustees may, at any Time, call a District Meeting upon Ten Days Notice thereof, and of the Purpose and Business of such Meeting, and the Clerk shall, in such Cases, always intimate by circular Letters, to the Trustees resident in the District for which the Meeting is called, the Day and Purpose of such Meeting.

Proviso relating to Adjournments.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any five or more of them, at their said first Meeting, the Second Tuesday of June, One thousand seven hundred and seventy-eight, or at any subsequent District Meetings, shall have Power, and they are hereby required to call for Copies or Extracts of the Tax Roll, or Valuation List of the Lands, in the

Trustees in each District to be furnished with the Valuation of each Parish,

and shall make
up exact Lists
of the Valua-
tion of every
Possession of
Land;

and of Persons
keeping Hor-
ses for Hire or
Labour, &c.

Trustees to
appoint
Officers.

Penalty on
Defaulters.

several Parishes within each of the said Two Districts, and which Copies and Extracts duly attested, the Collector of the Land Tax in the said County is hereby directed to furnish them with; and therefrom the said Trustees shall make, for the sole Use and Purpose of this Act, exact Lists of the valued Rent of every Person's Possession in every Parish within the said Two Districts severally, whether the same be occupied by the Owners, or by Tenants; and in case Two or more Possessions shall stand valued in cumulo, or together, the said Trustees shall call the Proprietor, or his Factor, to give in a Division of said Cumulo Valuation, proportional among the different Possessions, which State shall be subject to the Revision of the Meeting; or in Case of Neglect, they shall by an Enquiry into the Proportion that the different Possessions bear to each other, divide the total Valuation of the Whole, so valued in cumulo, proportionably among the Parts, and thereby ascertain and fix the Composition in Money for Statute Services and Labour, to be required from every Occupier of Land, as herein-after mentioned: And also exact Lists shall be made up of all Persons keeping Horses for Hire or Labour, and the Number of Horses kept by each Person: And likewise exact Lists shall be made up of all Persons whatever chargeable with Statute Labour, as herein-after mentioned: And the said Lists shall be made for every Parish respectively, within the Two Districts aforesaid, and shall be from Time to Time revised and altered as a Change of Persons and Circumstances may require: And also the said Trustees may and shall appoint fit Persons to be their Clerks, Collectors, Cashiers, or other Officers, during their Pleasure, with reasonable Allowances for their Care and Pains, such Allowances for the whole Officers not exceeding Five per Centum of the whole Money levied; and such Collectors and Cashiers shall find Security for their good Behaviour and faithful accounting, and shall account every Six Months, or oftener, if required by any Five Trustees upon Oath before Two Justices of the Peace of the said County: And in Case any such Collector, or Cashier, shall, after
Ten

Ten Days Notice given him for that Purpose, under the Hands of any five or more Trustees, refuse to give in such Account or Accounts, and to swear to the Truth thereof, or shall refuse to pay the Balance due thereon to the Person or Persons appointed by the said Trustees to receive the same, then and in such Case it shall and may be lawful for any Two Justices of the Peace for the said County or District to commit the Offender to the County Gaol, there to remain until such Account shall be fully paid and satisfied, or until he shall be liberated therefrom in due Course of Law.

And be it enacted by the Authority aforesaid, That the said Trustees for each of the respective Districts shall enter their Proceedings, and an exact Account of the Money received by virtue of this Act, and of the Application of it, in a Book to be kept by their Clerk, which all Heritors of the said County shall have Liberty to inspect gratis.

Proceedings
to be entered
in a Book.

And be it further enacted by the Authority aforesaid, That all and every Person or Persons, who by Law are chargeable towards repairing and amending the said Roads by Statute Service, shall still remain chargeable in so far as to be compelled by the Trustees or Commissioners to pay a Conversion in Money, as is by this Act declared.

Those liable
in Statute
Service, to pay
Conversion
Money.

And be it further enacted by the Authority aforesaid, That all Persons in the actual Possession of their own Lands, are and shall be deemed chargeable in the same Manner as Tenants who occupy Lands, and that all Carters and Carriers, and other Persons keeping Horses for Hire or Labour, shall pay a Composition for themselves, and for such labouring Horse or Horses as shall be employed by them respectively, as herein-after mentioned; and that all Householders, Cottagers, Labourers, and Tradesmen, and their Servants and Journey-men, (Apprentices only excepted) shall pay a Composition in Lieu thereof, as by this Act is herein-after directed.

What Persons
are chargeable
therewith.

Provided, That no Servants hired by the Year, or half Year, nor Cottars who work as Servants by the Year,

Provido.

Hear, and whose Masters shall be subjected to pay a Composition for the Land wherein such Servants and Cottars reside, or other labouring People hired by the Tenant or Proprietor by the Hear, shall be liable in any Composition in Place of Statute Service.

The Statute-
labour of the
County to be
converted into
Money.

And whereas it hath generally been found that a reasonable Composition in Money, in Place of Labour, is more useful and effectual for the Purpose of repairing the Roads, as well as more easy and convenient for the Persons liable by Law in Statute Services, than their being called out and obliged to perform the actual Service required by the Laws now in force relative to Highways; be it therefore enacted by the Authority aforesaid, That all and every Person chargeable to such Statute Services, shall hereafter in Lieu thereof pay such a Conversion in Money or Composition for the same, as shall be fixed by the Trustees of each District at their said Annual Meetings respectively, not exceeding the Rates following; (that is to say) All Occupiers of Land, whether Heretors or Tenants, shall be liable to pay yearly a Composition in Money for the Lands occupied by them respectively, by the valued Rent of such Land, not exceeding Fifteen Shillings Sterling for each One hundred Pounds Scots of valued Rent; but the Tenant in Lands now let for Pasture only, shall be entitled to a Deduction from his Rent of the Composition Money paid by him for his Possession of the said Pasture Lands, which the Heretor or Landlord shall allow, and be burthened with: And all Carters, Carriers, and other Persons keeping Horses for Hire or Labour, shall, by way of Composition for Statute Service, pay at the Rate to be fixed as aforesaid, not exceeding Ten-pence Sterling per Day for each Horse, and Five-pence Sterling for each Man per Day. Provided always, That so far as the said Carters, Carriers, and other Persons keeping Horses for Hire or Labour, shall rent any Lands and be assessed in the Quality of Tenants for the Lands occupied by them respectively, they shall be entitled to a Deduction out of such Assessment to the Extent of the Rate or Composition to which they are hereby made subject

Proviso.

subject in respect of their Horses, and the Composition to be demanded and exacted from Householders: And all the before-mentioned Persons in the same Class chargeable with Statute Services, shall be at the Rate to be fixed as aforesaid, not exceeding Five-pence Sterling per Day for each of the Six Days Labour: And the Whole of the aforesaid Sums shall be paid, by equal Moieties, on or before the Twenty-fifth Day of June and the Twenty-fifth Day of December yearly, to a Collector or Collectors to be appointed by the said Trustees, and who are to keep an exact Account of the Money so collected, and shall be allowed a suitable Gratification for their Trouble.

And also be it enacted by the Authority aforesaid, That the Collector of the Land Tax, or Cels, of each Royal Borough in the said County for the Time being, shall be annually bound to collect the Conversion Money of the Statute Work of the Inhabitants and others residing within such Royal Borough, in case he shall be desired or required so to do by the Trustees or Commissioners of the District, at their first annual or any after Meeting, and shall be bound to account for and pay unto the said Trustees, or any Person empowered by them, the Monies he shall so collect and receive, after Deduction of Five Pounds per Centum of the Sums so collected to be allowed him for his Trouble; and that under the Penalty of Five Pounds Sterling, to be paid by such Collector, to the Trustees or Commissioners of the District, for every such Offence in refusing or neglecting so to do, which Penalty shall be levied and recovered in Manner herein-after directed.

Conversion Money in Royal Boroughs to be collected by the Collectors of the Land Tax;

who shall be allowed 5 per Cent.

And be it further enacted, That it shall and may be lawful to and for a Quorum of the said Trustees to exempt and free from Payment of any Composition for Statute Work, all such Persons as shall appear to them to be in indigent Circumstances, and unable to pay for the same.

Exemption of indigent Persons.

And be it further enacted by the Authority aforesaid, That if any Person shall neglect or refuse, on or before the said respective Days, to pay the aforesaid Conversion when required, then it shall be lawful for the Sheriff

If Conversion be not duly paid, it may be levied by Distress.

Depute, or any Two or more of the said Justices of the Peace, to grant summary Warrants for poinding the Effects of the Defaulter for Payment of the converted Values before-mentioned, and One Third Part more, besides the Expence of Execution; which Warrants shall be granted, and the Sheriff and Justices aforesaid are hereby required to grant the same, upon an Application made by the Collector, and an Attestation signed by him, bearing that the Persons complained of had been deficient in paying the Conversion before-mentioned.

Persons ag-
grieved shall
receive Treble
Damages, etc.

Provided always, and it is hereby expressly provided and declared, That the Sheriff Depute, or the Justices of the Peace aforesaid, or any Two or more of them, shall award Damages to the Treble Value to be paid to the Persons aggrieved by such Warrant or Warrants by the Collector, if they shall find a false and improper Accusation has occasioned the said Warrant and Distress: And in case the Collector shall fail to exact the aforesaid Conversions, he shall be liable, and by Sentence of One or more of the said Judges, be subjected to pay Treble the Conversion Money so omitted to be exacted by him.

Every 100 l.
Scots to pay
1 s. 10 d. Ster-
ling towards
building, etc.
of Bridges.

And whereas it has been found by Experience, from the great Number of Roads and Bridges, and the daily Increase of Carriages, within the said County of Wigton, that the Sum of Ten Shillings Scots upon each Hundred Pounds Scots of valued Rent, authorised to be levied by the Sixtieth Act of the Second Parliament of King Charles the Second, has been insufficient for keeping the said Roads and Bridges in Repair, and for making such others as may be deemed necessary; be it therefore further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Commissioners of Supply for the said County, or the Majority of those present at the Annual Meeting appointed by the Land Tax Act, or any other adjourned or General Meeting in Time coming, to assess the whole County to the Extent of Twenty-two Shillings Scots, or One Shilling and Ten-pence Sterling, upon every One hundred Pounds Scots of valued Rent yearly, to be levied by the Collector of Supply at the same Time with the Land Tax of the said County,

County, and applied towards building, making, repairing, and upholding the Bridges, and repairing the Roads, in the said County, where the Commissioners shall direct.

And, for the more speedy Reparation of the said High Roads within the said County, or any particular Parts of the same that may be deemed necessary, be it further enacted by the Authority aforesaid, That it shall be lawful to and for the Trustees of each of the said Districts, at any General fixed Annual Meeting, Two Thirds of the Members in the Parish requesting it, upon the Credit of the Conversions or Sums by this Act appointed to be paid for the Purposes aforesaid, to borrow any Sum or Sums of Money that from Time to Time shall be deemed necessary for repairing the said Highways, (so as the same do not in all, at any One Time, exceed Three Years gross Income of the Duties arising from the Parish for which the same is to be borrowed), and to assign the said Conversions and Sums so appointed to be paid, or any Part thereof, for such a Term of Years as shall be necessary to repay the Sum or Sums that shall be so borrowed, with Interest for the same till Repayment thereof; provided that such Sum or Sums so to be borrowed shall be expended within the particular Parish upon which the Assignment to the Conversion is granted; and that the Conversions or Funds of no other Parish, nor of the County at large, shall be liable for such Debt so borrowed by any particular Parish: And the said Trustees are hereby directed to enter Copies of all such Securities, and the Assignments thereof, in a Book or Books to be kept for that Purpose, declaring however that no Money shall be determined to be borrowed, or the Conversion Money fixed in any of the Districts heightened or lowered, unless that a Letter from Three of the Trustees to the Clerk of the District, intimating that it is their Intention to apply to the General Annual Meeting for some of those Purposes, shall be lodged with him Two Calendar Months previous to the said Meeting, upon which Letter the Clerk shall mark the Day he received it, and immediately write circular Letters to
the

Trustees im-
powered to
borrow on the
Conversion
Money of each
Parish, not
exceeding
Three Years
Income;

and to assign
the Conver-
sions as a Se-
curity.

Securities to
be entered in
a Book.

the Trustees of the District, intimating his having received such Letter, and the Purport of it.

Trustees empowered to make Drains, Bridges, &c.

And be it further enacted by the Authority aforesaid, That the said Trustees or Commissioners in the respective Districts, or any five or more of them, shall, and they are hereby empowered to make or cause to be made the said Roads in the best Manner they may judge suitable, and to cut and make Drains through any Ground lying contiguous to the Roads, and to make and erect Arches and Bridges of Stones, Brick, or Timber, upon the said Roads, and to pull down any old Bridges that are useless and unnecessary by the Roads being turned about, or otherways, and apply the Materials to the building of new Arches, or for repairing the said Roads, as they shall see proper: And also, where they find any Part of the said Roads are not of sufficient Breadth, they are hereby empowered to widen and extend the same to a Breadth not exceeding Ten Yards; and if they find it proper for shortening the Roads, or for making them more accessible and convenient, they shall, and they are hereby empowered to alter the Situation of the same accordingly.

and to widen or straighten the Roads.

11 Geo. III.

Trustees may take Materials out of private Grounds,

Provided, That in all such Alterations and widening of Roads the said Trustees shall, in every Particular, follow the Method prescribed in the General Act of the Eleventh of George the Third, for widening of Roads in Scotland, excepting as in so far varied or altered by this Act; and the said Trustees, or any such Person or Persons as they shall appoint, may dig, gather, take, and carry away, Gravel, Furze, Heath, Stones, or other such like Materials, out of the several Grounds of any Persons where such Materials may be found, not dug or raised by the Proprietor, or others authorised by him, for his or their own private Use, for repairing, amending, and making said Roads, or for building Arches and Bridges as aforesaid, and to open convenient Accesses for carrying off the said Materials, which Accesses, and the Places from which the said Materials are proposed to be taken, must be marked out by Three Trustees, if so required by the Owner, or his or her Factor, or by the Occupier, paying

paying reasonable Damages to the Owners or Occupiers of the Grounds respectively from which such Materials shall be taken, or over which the same may be carried: But if the Owner or Occupier shall not be satisfied with the Damages offered by the Trustees, Application may be made to the Sheriff to have the same ascertained by a Jury, in the same Manner as prescribed in the aforesaid Act of the Eleventh of George the Third.

making Satisfaction for Damages.

And also, as an easy Access to Water-carriage and to the Sea may tend much to the Improvement of Agriculture and Commerce, be it further enacted, That it shall be in the Power of the said Trustees, at their General Annual Meeting in each District, Three Months previous Notice being given to the Proprietors, to order Roads to be made in the nearest and most convenient Direction from the great Roads, not only to the different Ports or Places mentioned in the Book of Rates within the said County, but also to the following Places; viz. at or near Carty upon the River Cree in Bar, the South-west Corner of Maitland, on the North Side of the River Bladnoch, at, contiguous to, or immediately below, the Port or Place now used for landing of Shells, Lime, or other Goods, Port Erroch Bay, the Foot of the Burn of Killantrae, (now Port William), Auckin Malgbay, Kilfillan Burnfoot, Pollantan Burn, Sand Head of Balgrogan, Isles of Killezer, Balgounbay, Curghie-bay, East and West Tarberts, Clouyard-bay, Ardwel-bay, Part of Spittall Portlong, Portmore, Clachan Burnfoot, Soleburn, Clayhole, and Innermessan, the Proprietors being previously paid the Value, not only of the Ground taken up by such new Roads, and by the Fences that may be made along the Sides of the same, with the Expence of said Fences, and also of the Ground necessary for a Landing-place whereon to lay out Lime, Shells, Coals, or other Goods, with the Expence of fencing off the same; and which Ground for a Landing-place shall not exceed One Acre; but also the Proprietors or Occupiers being paid all Damages arising from the said new Roads and Ports: And for ascertaining and fixing the Value and Damages aforesaid, the same Mode is hereby required

Roads may be made to the Sea-ports, &c.

on paying Damages.

to be followed that is prescribed by the Act of the Eleventh of George the Third, for determining the Value and Damage arising from breadthening Roads to Thirty Feet.

Houses, Gardens, etc. not to be prejudiced.

Provided always, That in altering, widening, or making the Roads aforesaid, or in digging or taking away the aforesaid Materials, nothing shall be done that may any way prejudice any House or Building, or any Garden, Orchard, or Planted Walk, or any Avenue to any House, or any Piece or Parcel of inclosed Ground which, before the First Day of November, One thousand seven hundred and seventy-seven, has been set apart and used as a Plantation for Trees.

Proprietors of Ditches to cleanse them, &c.

And be it also enacted by the Authority aforesaid, That where any Ditches have or shall in Time coming be made along the Side of any of the Highways or Roads in the said County, by the Proprietors or Occupiers of the Ground, then they shall be bound to keep those Ditches properly scoured, and not allow Water to stagnate therein; and in case of their failing so to do, after Ten Days Notice previously given, the Overseers of the said Roads, being so ordered by any Trustee, may and are hereby authorised to order them to be cleansed, opened, and scoured, at the Cost and Expence of the Occupiers or Possessors of the Ground through which these Ditches are made; and upon their refusing Payment of the Expence thereby incurred, it shall and may be lawful for the Justices of the Peace, or any Two or more of them, the Sheriff Depute or his Substitutes, to levy such Expence by Distress and Sale in the same Manner as is directed for levying the Composition Money aforesaid:

Drains to be covered.

And where any Passage for Cattle or Carriages across any Roads, for the Conveniency of the Occupier of the Ground through which it passes, shall be made, the Occupier shall always cover the Drains along the Sides of the Roads with sufficient Stones, in such a Manner as that the Course of the Water in the Drains may not be interrupted, and the Road thereby prejudiced; and also, if any Occupier of Land shall conduct any Water across the Road for the meliorating of his Fields, or other Purposes,

Purposes, he shall be obliged to carry the same across the Road in a covered Drain, so deep and so sufficiently constructed as that the Water may never break out and prejudice said Road.

And, for preventing Annoyances in all or any of the said Roads, be it enacted, That every Person in plow-
No Annoyances to be laid on the Roads.

ing any Field contiguous to any of the Roads, shall always make Head-ridges along the Side of the said Road, which in whole or together shall be Twenty-four Feet in Breadth at least; and that no Person shall lay, or cause to be laid, any Timber, Stones, Lime, Dung, Soil, Compost, Ashes, Rubbish, or other Matter, upon any of the said Roads, or in the Trenches or Drains along the Sides of the same, excepting Materials for inclosing of Grounds adjoining to the said Roads, which nevertheless shall be so laid down as not to interrupt a free and easy Passage for Two Carriages; nor in making any covered or arched Passage or Drain for Water across any Road, shall a safe and easy Passage along one half of the Road be any way obstructed either by breaking the Road or laying down Materials, but the said covered Drain or Passage shall be made across one half of the Road, and completely finished before the other half shall be opened, and the Whole shall, if practicable, be completed in the Course of One Day, or the open Part and the Materials for executing it so well fenced off, that Passengers in the Dark may suffer no Injury; which Precautions and Manner of executing covered Drains as aforesaid, shall be strictly observed by all Contractors or others employed in making or repairing of the said Roads: And all and every Person so offending shall
Directions for making Drains.
Penalty on Offenders.
 not only forfeit the Materials so laid down, but also the Sum of Ten Shillings Sterling, to be levied and recovered in Manner herein-after directed, one half thereof to be paid to the Informer, the other half to be applied for making or repairing the said Roads.

And be it also enacted by the Authority aforesaid, That if any Person or Persons shall haul or draw, or cause to be drawn or hauled, upon any Part of the said Roads, any Tree, Log, or Piece of Timber, or any Stone,
Penalty on dragging Timber, &c. on the Roads.
 Iron,

Iron, or other Thing whatsoever, otherwise than upon a Wheel-carriage, or shall suffer any Tree, or other Matter whatsoever, which shall be conveyed upon a Wheel-carriage, to drag upon any Part of the said Roads, every such Person shall, for every such Offence, forfeit the Sum of Ten Shillings Sterling, to be recovered and levied in Manner herein-after directed.

Roads to be measured and Mile-stones erected.

Penalty on defacing them, or breaking down the Parapet Walls of Bridges, etc.

And be it enacted and declared by the Authority aforesaid, That the said Trustees, at their General Annual Meetings in the respective Districts, may cause any of the said Roads to be measured, and Stones or Posts to be erected on the Side thereof, denoting the Distance at each Mile, or at such other Distances as they may judge convenient; and also to order or cause to be erected Guide-posts upon such Parts of the Roads where the same are crossed or joined by other Roads, as they shall judge proper: And if any Person or Persons shall break down, destroy, or deface any such Mile-stones or Guide-posts set up by Order of the Trustees, or shall break down the Cape Stones on the Ledges or Parapet Walls on the Sides of any of the Bridges on the Roads, or turn any Stream of Water upon any Part of the said Roads, unless a sufficient covered or arched Drain or Passage shall have been previously made, as herein directed, or shall be aiding and assisting to any of these Offences, or rescue or attempt to rescue any Person apprehended for having been guilty of any of them, every Person so offending in any of the Premises, and being thereof lawfully convicted by the Oath of One or more credible Witnesses or Witnesses, before the Sheriff Depute of the County, or before Two or more Justices of the Peace for the County, shall not only be condemned to pay the Whole of the Damages and Expences sustained, but also a Penalty not exceeding Five Pounds, nor less than Twenty Shillings Sterling, and for a Second Offence, shall, besides paying the Damages, and Expences, pay a Penalty not exceeding Ten Pounds nor less than Two Pounds Sterling.

District Meetings may appoint Com-

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees,

Trustees, at their general Meetings of the said several Districts, to fix and ascertain the particular Roads in every Parish to be repaired, and to proportion and appropriate the Money levied in the Parish, to each of the said Roads; and to appoint Committees of their own Number, for overseeing, directing, and carrying on the making or Reparation of such of the Roads and Bridges as shall be committed to their Charge.

mittees for
executing par-
ticular Parts.

Provided always, and it is hereby expressly provided and declared, That the Conversion Money collected for Statute Labour in each Parish, shall be applied, in the first Place, in making and repairing the Roads therein, and afterwards, in the next Place, shall be applicable to the Roads leading from that Parish through the adjoining Parishes, and thereafter only to such other Roads in the District, as, in either of these two Cases, a Majority of the Trustees in such Parish shall approve of: And the said Trustees of any of the said Districts, at their annual general Meeting aforesaid, may, after the Roads in One Parish, and from it, are completed, diminish and let down the Conversion Money aforesaid in such Parish, to such Rates as they may judge sufficient for keeping the said Roads in constant good Repair, and for making or repairing others that may appear necessary. Provided always, Any Debt previously contracted by such Parish, shall be fully extinguished.

Conversion
Money to be
applied with-
in the Parish,
in the First
Place.

And be it further enacted by the Authority aforesaid, That all Forfeitures and Penalties inflicted or authorized to be imposed in relation to any Matter or Thing in this Act contained, the Manner of levying and recovering whereof is not otherwise particularly directed, shall, upon Proof of the Offence, before Two or more of the Justices of the Peace, or the Sheriff Depute of the same County, either by the Confession of the Party, or other legal Evidence, be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hand or Hands of such Justices (which Warrant is hereby authorized and required to be granted, and Oaths to be administered, gratis); such Sale being always made by publick Auction to the highest Offerer

Penalties and
Forfeitures
how to be re-
covered and
applied.

Offered at such Places as shall be directed in the same Warrant, within Three Days after such Distress shall have been made, and the overplus Money arising from such Sale (after such Penalties are recovered, and the Charges thereof deducted) shall be returned on Demand to the Owner or Owners of such Goods and Chattels; and all Penalties and Forfeitures shall be immediately paid to the said Trustees or their Collectors for the Time being, and shall be laid out and applied in repairing of such of the Roads upon, or in respect whereof, such Penalties or Forfeitures shall be incurred: And in case sufficient Distress cannot be found, or such Forfeitures and Penalties shall not forthwith be paid, it shall be lawful for any Two Justices of the Peace, or the Sheriff Depute of the said County, together with One other Justice, and they are hereby authorised and required, by Warrant under his or their Hand or Hands, to cause such Offender or Offenders to be committed to the House of Correction or Common Gaol of the County or Place where the Offence shall be committed, there to remain for any Time not exceeding Three Calendar Months, unless such Penalties and Forfeitures, and all reasonable Charges, shall be sooner paid and satisfied.

Persons ag-
grieved may
appeal to the
Quarter Ses-
sions;

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall consider himself aggrieved by any Order, Procedure, Sentence or Judgement, with respect to any of the Matters or Things by this Act referred to the Determination of the said Trustees, Justices of the Peace, or the Sheriff Depute and his Substitutes, it shall and may be lawful to and for such Person or Persons to appeal or apply for Redress to the Justices of the Peace for the said County in their then next Quarter Sessions, (giving Fourteen Days previous Notice to the Parties interested or complained of); but in case there should not be Fourteen Days to the next Quarter Sessions, then such Person or Persons shall be at Liberty to appeal to the Justices at their next subsequent Quarter Sessions, who are hereby authorised and empowered to hear and determine the Matters in Dispute, and whose Judgement therein shall be final and conclusive.

whose Judge-
ment shall be
final.

Provided

Provided always, That it shall be no Objection to any Person acting as a Justice of the Peace in any Matter or Thing relative to this Act, that he is thereby appointed a Trustee, excepting when a Complaint shall be against him personally, and in that Case he shall not sit or act as a Justice of the Peace.

Trustees may
act as Justices.

And be it further enacted by the Authority aforesaid, That all Actions or Complaints for all and every the Penalties or Forfeitures imposed by this Act, or for any Wrong done, or Injury suffered in any Matter relative thereto, or in Consequence of any of the Powers by this Act given and granted, shall be commenced within the Space of Six Calendar Months after the Penalty or Forfeiture is incurred, or Wrong done, or Injury suffered, and not afterwards.

Limitation of
Actions.

And be it enacted by the Authority aforesaid, That the Expence of passing this Act, as settled and allowed at the first Meeting of the said Trustees appointed to put this Act into Execution, shall be defrayed and levied by a Tax upon the Heretors or Land-owners within the said County of Wigton, according to the Valuation of their respective Lands, and to be collected by the Collector of the Land Tax, or any other Person appointed by the general Meeting of the Trustees aforesaid for the said County. And it is especially provided and declared, that no Trustees shall hold any Place of Profit under this Act.

Expences of
this Act to be
paid by the
Land-owners.

And be it further enacted by the Authority aforesaid, That this Act shall be deemed a publick Act; and all Judges and Justices, and others, are hereby required judicially to take Notice thereof as such, without the same being specially pleaded.

Publick Act.

F I N I S.

THE
REPORT
OF THE
COMMISSIONER
OF THE
LAND OFFICE
FOR THE
YEAR
1880
AND
1881
IN
RESPONSE
TO A
RESOLUTION
PASSED
BY THE
LEGISLATIVE
COUNCIL
ON
JANUARY
20TH
1882
AND
PUBLISHED
BY
THE
GOVERNMENT
PRINTING
OFFICE
AT
WELLINGTON
1882

ANNO REGNI
GEORGI II. III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



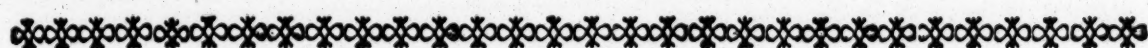
L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. VIII.

An Act to enable His Majesty to license a Theatre in the City of *Bristol*.



WHEREAS a licensed Theatre or Preamble.
Playhouse is desired in the City of
Bristol: May it therefore please Your
Majesty that it may be enacted; and be
it enacted by the King's most Excellent
Majesty, by and with the Advice and
Consent of the Lords Spiritual and Temporal, and
Commons, in this present Parliament assembled, and
by the Authority of the same, That so much of an Act
of Parliament, made in the Tenth Year of His late
Majesty's Reign, (intituled, An Act to explain and amend
so much of an Act, made in the Twelfth Year of the Reign
of Queen *Anne*, intituled, *An Act for reducing the Laws
relating to Rogues, Vagabonds, Sturdy Beggars, and Va-
grants, into One Act of Parliament; and for the more
effectual punishing such Rogues, Vagabonds, Sturdy Beggars,
and Vagrants, and sending them whither they ought to be*
3 Y 2 sent;

His Majesty
impowered to
grant Letters
Patent for
establishing
a Theatre at
Bristol.

sent ; as relates to common Players of Interludes ;) where-
by all Persons are discharged to represent any Enter-
tainment of the Stage whatever, in virtue of Letters
Patent from His Majesty, or by Licence of the Lord
Chamberlain of His Majesty's Household for the Time
being, except within the Liberties of Westminster, or
where His Majesty is residing for the Time being ; be,
and the same is hereby repealed, with respect to the said
City of Bristol ; and that it shall and may be lawful for
His Majesty, His Heirs and Successors, to grant Letters
Patent for establishing a Theatre or Playhouse within
the said City of Bristol, which shall be entitled to all the
Privileges, and subjected to all the Regulations, to
which any Theatre or Playhouse in Great Britain is
entitled and subjected.

F I N I S.

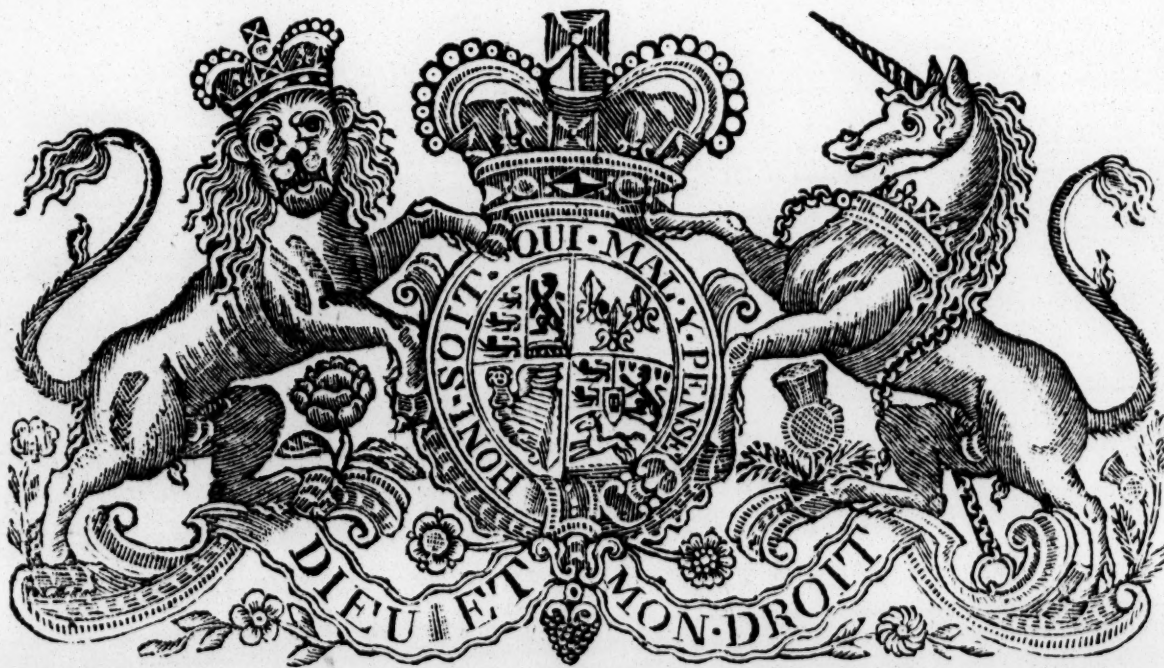
ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



ANNO DECIMO OCTAVO

Georgii III. Regis.

C A P. IX.

An Act for taking down the Parish Church of *Lilford*, being a Vicarage united to the Rectory of *Achurch*, in the County of *Northampton*; and for repairing the Parish Church of *Achurch* aforesaid; and for other Purposes therein mentioned.



W H E R E A S by a certain Faculty of Preamble.
Instrument, under the Episcopal Seal of the Right Reverend John Lord Bishop of Peterborough, bearing Date the Twenty-second Day of January, One thousand seven hundred and seventy-eight, reciting, that Application by Petition had been made to him by Thomas Powys Esquire, of *Lilford*, in the County of *Northampton* and Diocese of *Peterborough*, Lord of the Manor and Patron of the Rectory and Parish Church of *Achurch* in the said County and Diocese, and also Lord of the Manor and Patron of the Vicarage and Parish Church of *Lilford* aforesaid, and the Reverend Littleton Powys Clerk, Rector of the Rectory and Parish Church of *Achurch* aforesaid, and also Vicar of the Vicarage and Parish Church of *Lilford* aforesaid, and of the Parishioners of the said Parishes of *Achurch*

3 Z 2

and

The Bishop of
Peterborough,
on Petition,
consolidates
the Vicarage
of *Lilford* with
the Rectory
of *Achurch*.

and *Lilford*, for the Reasons in the said Petition contained, to unite and consolidate the said Vicarage and Parish Church of *Lilford* with the said Rectory and Parish Church of *Achurch*; and that the said Lord Bishop had issued his Commission to inquire into the Reasonableness of the said desired Union, and due Return had been made thereto, by which it appeared that the said Union would be reasonable; therefore the said Lord Bishop, of his Ordinary and Episcopal Authority, did consolidate, unite, and annex the said Vicarage and Parish Church of *Lilford*, with all and singular the Tithes, Fruits, Profits, Rents, Oblations, Glebe Lands, Rights, Members, and Emoluments ecclesiastical, both Spiritual and Temporal, and which to the same did any way belong, to the Rectory and Parish Church of *Achurch* aforesaid, and did ordain and decree that from thenceforth the said Rectory and Vicarage, and the respective Churches, should be called and known by the Name of The Rectory and Parish Church of *Achurch*, with the Vicarage of *Lilford* annexed; and that all and every the Parishioners of *Lilford* should be served with the Prayers and Sacraments of the Church of England (as by Law established) by the Rector of *Achurch* with *Lilford* annexed for ever: And whereas the Vicarage-house, and all other the Dwelling-houses of the Inhabitants of *Lilford* aforesaid (except the Mansion-house of the said Thomas Powys) are situate at the Distance of about a Mile and Half from the Parish Church of *Lilford* aforesaid in a Villa or Hamlet called *Wigsthorpe*: And whereas Divine Service is performed in the said Churches alternately, but the said Vicarage Church of *Lilford* is falling into Decay, and the Reparation thereof would be attended with a very considerable Expence to the Parishioners, and no material Advantage would arise therefrom, the said Rectory Church of *Achurch* being as conveniently situated for the Inhabitants of the said Parish of *Lilford* inhabiting at *Wigsthorpe* aforesaid, as the Vicarage Church of *Lilford*, and might be made sufficiently large and commodious for the Inhabitants of both the said Parishes for the Worship of Almighty God: And whereas it would be very advantageous to the Inhabitants

tants of both the said Parishes if the said Vicarage Church was taken down (except so much thereof as the said Thomas Powys, his Heirs or Assigns, should require to be left to be used as a Chapel to his said Mansion-house at Lilford) and the Materials of which the same consists were sold, or otherwise applied towards enlarging and repairing the said Parish Church of Achurch, and in making new Seats and Pews therein; and if the future Church-rates of both the said Parishes of Achurch and Lilford were hereafter to be applied in repairing the said Parish Church of Achurch only, the same might be at all Times kept in decent and proper Repair and Condition:

And whereas the said Thomas Powys, in order to render the Church-yard or Burying-ground belonging to the said Parish of Achurch sufficiently large for the Use of both the said Parishes, hath agreed with the said Littleton Powys to add thereto a Piece or Parcel of Ground containing One Acre (the Property of the said Thomas Powys) and to wall in the same at his own Expence, upon having the present Church-yard belonging to the said Parish of Lilford, together with the Site of the same Church (being of less Quantity than One Acre) vested in him in Lieu of and in Exchange for the same: And whereas the Profits of the Vicarage of Lilford aforesaid (exclusive of the Vicarage-house and a small Homestead thereto belonging) consist of some Small Tithes only, and a Right of Common belonging to the said Vicarage-house, for which the said Thomas Powys pays in Nature of a Composition the annual Sum of Sixty-five Pounds, which is the full Value thereof:

Thomas Powys, Lord of the Manor, &c. agrees to add an Acre of Ground to the Church-yard of Achurch.

And whereas the said Thomas Powys and Littleton Powys have agreed that a certain Piece or Parcel of Land or Ground, containing Sixty-five Acres One Rood and Twenty-four Perches, commonly called or known by the Name of Wigsthorpe Little Wold, and also a certain other Piece or Parcel of Land or Ground, containing Forty-six Acres, being the East Part of a Piece of Ground called Wigsthorpe Great Wold, and lying and being contiguous or adjoining to the said other Piece of Land or Ground called Wigsthorpe Little Wold (which

*Lands to the Value of 65*l.* per Ann. agreed to be vested in the Rector of Achurch, in lieu of all Tithes, &c. in the Vicarage of Lilford.*

said Two Pieces of Land or Ground are lying and being in the said Hamlet of Wigsthorpe and Parish of Lilford aforesaid, and upon a fair Valuation and Estimate made thereof are of the full yearly Value of Sixty-five Pounds), should be settled upon and vested in the said Littleton Powys, and his Successors Rectors of Achurch with the Vicarage of Lilford aforesaid annexed for ever, in Lieu of and in Exchange for all Tithes of what Nature or Kind soever, and Money Payments in lieu of Tithes, and Right of Common, belonging to the Vicar of the Vicarage of Lilford aforesaid: And whereas the Profits of the Rectory of Achurch aforesaid arise from Lands and Grounds which were allotted to the Rector of Achurch aforesaid for the Time being upon the Inclosure of the common and open Fields of Achurch aforesaid, in lieu of Glebe Lands belonging to the said Rectory, which before the Inclosure thereof were dispersed in the said common and open Fields, and in lieu of all Tithes of what Nature or Kind soever belonging to the said Rectory before the Inclosure of the said Fields: And whereas such Allotments to the said Rector consist of a large Tract of Land near the Town of Achurch aforesaid, but there is not any Farm-house or other convenient Habitation fit for the Residence of a Tenant to occupy the said rectorial Lands, therefore the said Thomas Powys and Littleton Powys have agreed that the said Vicarage-house of Lilford, with the Homestead thereto belonging, shall be vested in the said Thomas Powys, his Heirs and Assigns, in Lieu of and in Exchange for a certain Messuage, Tenement, or Dwelling-house, in Achurch aforesaid, now in the Occupation of Joseph Weed, with the Homestead thereto adjoining, containing all together about Two Acres One Rood and Three Perches, with the Buildings thereto belonging; all which are the Property of the said Thomas Powys, and adjoin to the said rectorial Lands belonging to the Rector of Achurch aforesaid, and are convenient for the Tenant thereof, and are of greater Value than the said vicarial House and Homestead in the said Parish of Lilford: And whereas the effecting and carrying into Execution

Agreement
between Tho-
mas Powys and
Littleton Powys
for Exchange
of Houses, &c.

cution the several Agreements and Matters aforesaid will be very convenient to the said Thomas Powys (who is the present Proprietor of all the Lands and Estates within the said Parish of Lilford, except the said vicarial House and the Homestead thereto belonging, and is also Proprietor of all the Lands and Estates within the said Parish of Achurch, except the said rectorial Lands, and also except four small Pieces of Land containing together about fifty Acres) and will be of great Benefit and Convenience to the said Littleton Powys and his Successors, and also to the Inhabitants of both the said Parishes; but the same cannot be done, nor the said Union and Consolidation of the said Parishes be rendered effectual and complete for the Purposes aforesaid, without the Aid and Authority of Parliament; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Union and Consolidation of the said Vicarage of Lilford with the said Rectory of Achurch, in Manner aforesaid, shall, from and after passing this Act, be, and is hereby ratified, confirmed, and established, and shall be binding and conclusive to and against all and every Person and Persons whomsoever; and that One Presentation only to the Rectory and Parish Church of Achurch aforesaid with the Vicarage of Lilford annexed, shall be deemed necessary and sufficient to intitle the Person presented to be instituted and inducted in and to the said Parish Church of Achurch with Lilford annexed, without any separate or distinct Presentation, Institution, or Induction, in or to the said Vicarage of Lilford aforesaid; and that the Person so presented, instituted, and inducted, shall have and be intitled to all Profits, Glebe Lands, Fees, Perquisites, and Emoluments whatsoever appertaining to the said Rectory and Vicarage aforesaid, as fully and effectually, to all Intents and Purposes, as if separate Grants of Presentations to the said Rectory and Vicarage had been made and executed by the Patron thereof;

The Consolidation of the Vicarage of Lilford with the Rectory of Achurch confirmed, &c.

thereof; any Law, Statute, or Usage to the contrary thereof in anywise notwithstanding.

The Vicarage-house in Wigsthorpe, and all Tithes, &c. in the Parish of Lilford, vested in Thomas Powys and his Heirs.

And be it further enacted by the Authority aforesaid, That all that Messuage, Tenement, or Dwelling-house, situate, lying, and being in the Village or Hamlet of Wigsthorpe, in the Parish of Lilford aforesaid, commonly called or known by the Name of The Vicarage-house, with the Homestead, and all Outhouses, Orchards, Gardens, Lands, Tenements, Commons, Hereditaments, and Appurtenances thereunto belonging or appertaining, and also all the Tithes of what Nature or Kind soever now belonging to the Vicar of Lilford aforesaid, or which he now is or at any Time heretofore has been intitled to out of or from any Lands, Tenements, Hereditaments, or Estates, or other tithable Matters or Things whatsoever, in the Parish or Precincts of Lilford aforesaid, and all Moduses, Compositions, Rents, and Money Payments due and payable for or on account or in lieu of the same, or any Part thereof, and the Reversion and Reversions, Remainder and Remainders, Rents, Issues, and Profits thereof, shall, from and after the Fifth Day of July, One thousand seven hundred and seventy-eight, be settled upon and vested in, and the same are hereby from thenceforth settled upon and vested in and to the Use of the said Thomas Powys, his Heirs and Assigns for ever, in Lieu of and in Exchange for the Messuage, Tenement, or Dwelling-house, Homestead, and Lands herein-after mentioned, freed and discharged of, from, and against, all and all Manner of Estates, Interests, Claims, and Demands whatsoever of the said Littleton Powys, and his Successors Rectors of Achurch with Lilford aforesaid annexed.

The Church-yard, etc. in Lilford vested in Thomas Powys and his Heirs.

And be it further enacted, That the said Church-yard, or the Ground used as such in the Parish of Lilford aforesaid, and the Ground upon which the said Parish Church of Lilford now stands, containing together Three Rods and Thirty-four Perches, shall, from and after the said Fifth Day of July, One thousand seven hundred and seventy-eight, be settled upon and vested in, and the same are hereby from thenceforth settled upon and vested in

in and to the Use of the said Thomas Powys, his Heirs and Assigns for ever (in Lieu of and Exchange for the Piece of Ground herein-after directed to be added to the Church-yard of Achurch aforesaid) freed and discharged of, from, and against, all and all Manner of Estates, Interests, Claims, and Demands whatsoever, of the said Littleton Powys, and his Successors Rectors as aforesaid, or the Inhabitants of the Parish of Lilford aforesaid.

Provided always, That nothing herein contained shall be deemed to authorise the said Thomas Powys, his Heirs or Assigns, to remove from the said Church-yard any of the Corpses which have been buried therein.

And be it further enacted by the Authority aforesaid, That all that the said Messuage, Tenement, or Dwelling-house, with the Homestead, Buildings, Garden, Orchard, Hereditaments, and Appurtenances whatsoever to the same belonging, or therewith used, occupied, or enjoyed, situate and being in Achurch aforesaid, herein-before described, and mentioned to be in the Tenure or Occupation of Joseph Weed; and also all that the said Piece or Parcel of Land or Ground, containing Sixty-five Acres One Rood and Twenty-four Perches, called Wigsthorpe Little Wold; and also all that the said other Piece or Parcel of Land or Ground, containing Forty-six Acres, being the East Part of a Piece of Ground called Wigsthorpe Great Wold, and lying and being contiguous or adjoining to the said other Piece of Land or Ground called Wigsthorpe Little Wold (which Two Pieces of Land or Ground are lying and being in the said Hamlet of Wigsthorpe and Parish of Lilford aforesaid), together with all and singular Walls, Hedges, Ditches, Fences, Trees, Ways, Paths, Passages, Waters, Watercourses, Profits, Privileges, Rights, Members, and Appurtenances whatsoever to the same belonging or in anywise appertaining, and the Reversion and Reversions, Remainder and Remainders, Rents, Issues, and Profits thereof, shall, from and after the said Fifth Day of July, One thousand seven hundred and seventy-eight, be settled upon and vested in, and the same

Proviso.
A certain
Messuage, and
Two Pieces
of Land, set-
tled upon the
Rector of
Achurch, etc.

are hereby from thenceforth settled upon and vested in, and to the Use of the said Littleton Powys, and his Successors Rectors of Achurch with Lilford aforesaid annexed for ever (in Lieu of and in Exchange for the said Mesuage, Tenement, or Dwelling-house, with the Homestead and Appurtenances thereto belonging, and also the said vicarial Tithes and Right of Common so vested in the said Thomas Powys, his Heirs and Assigns, as aforesaid), freed and discharged of and from all and all Manner of Rights, Titles, Estates, Interests, Claims, and Demands whatsoever of the said Thomas Powys, his Heirs or Assigns, or any Person or Persons claiming or to claim by, from, or under him; any Thing in the Statutes of Mortmain, or any other Law or Statute, to the contrary thereof in anywise notwithstanding.

One Acre of Land added to the Church-yard of Achurch for ever.

And be it further enacted, That all that Piece or Parcel of Land or Ground, containing One Acre or thereabouts, contiguous to the Church-yard of Achurch aforesaid, and on the North-east Side thereof, and the Reversion and Reversions, Remainder and Remainders, Rents, Issues, and Profits thereof, shall, from and after the said Fifth Day of July, One thousand seven hundred and seventy-eight, be settled upon and vested in, and the same are hereby from thenceforth settled upon and vested in, and to the Use of the said Littleton Powys, and his Successors Rectors of Achurch with Lilford aforesaid annexed for ever (in Lieu of and in Exchange for the said Church-yard and Site of the Church in Lilford aforesaid so vested in the said Thomas Powys, his Heirs and Assigns, as aforesaid) freed and discharged from all Estates, Interests, Claims, and Demands whatsoever of the said Thomas Powys, his Heirs and Assigns, or any Person or Persons claiming or to claim by, from, or under him, any Thing in the said Statutes of Mortmain, or any other Law or Statute, to the contrary thereof in anywise notwithstanding; the same to be from thenceforth added to and made Part of the Church-yard or Burping-ground of Achurch aforesaid, for the Use of the Inhabitants of both the said Parishes of Achurch and Lilford aforesaid, and to be sufficiently walled or fenced in by and at the Expence of the said Thomas Powys, his Heirs or Assigns.

And be it further enacted by the Authority aforesaid, ^{Part of the Church of Lilford to be taken down.} That, from and immediately after passing this Act, the said Parish Church of Lilford aforesaid, and the Materials of or belonging to the same, shall be, and the same are hereby vested in the Rector of Achurch with Lilford aforesaid annexed for the Time being, and also the Churchwardens of Achurch and Lilford aforesaid for the Time being, who are hereby impowered, as soon as conveniently may be, to take down so much of the said Church as they shall not be required by the said Thomas Powys, his Heirs or Assigns, to keep standing, to be used as a Chapel as aforesaid, and to remove and make use of the ^{How the Materials are to be disposed of.} Materials of such Part of the said Church as shall be so taken down in repairing and new seating the said Parish Church of Achurch, and in making such Additions thereto as shall be necessary, or otherwise to sell and dispose of such Materials so to be taken down, or any Part thereof, and to lay out and dispose of the Money arising therefrom in defraying the Expence of repairing, new-seating, and making such Additions to the said Parish Church of Achurch aforesaid, in such Manner as the said Thomas Powys, his Heirs or Assigns, and the said Rector and Churchwardens for the Time being, or the major Part of them, shall think proper; and so much and such Part of the said Vicarage Church as shall not be taken down shall be held and enjoyed and made use of from Time to Time as a private Chapel only to the Mansion or Dwelling-house of the said Thomas Powys in Lilford aforesaid, in such Manner as the said Thomas Powys, his Heirs or Assigns, shall think proper, and that without being subject to any Ecclesiastical Jurisdiction whatsoever.

Provided always, and be it further enacted and declared, That so long as the said Chapel shall be standing and kept in Repair by and at the Expence of the said Thomas Powys, his Heirs or Assigns, the said Rector of Achurch with Lilford aforesaid annexed for the Time being, shall perform Divine Service therein Once every Sunday. ^{The Rector of Achurch to perform Divine Service therein every Sunday.}

And be it further enacted by the Authority aforesaid, ^{How the Parish Church of Achurch and Lilford is to} That the Owners, Inhabitants, and Occupiers of ^{Lands,}

be kept in Repair.

Lands, Hereditaments, and Estates, in the Parish of Lilford aforesaid, shall, from and after passing this Act, be exonerated and discharged from the Repairs of so much of the Parish Church of Lilford aforesaid as shall be left standing for a Chapel as aforesaid; and that such Owners, Inhabitants, and Occupiers shall, from and after passing this Act, be subject and liable to be rated and assessed towards the Repairs of the said Parish Church of Achurch with Lilford annexed as aforesaid in due and regular Proportion with the Owners, Inhabitants, and Occupiers of Lands, Hereditaments, and Estates, in the Parish of Achurch aforesaid; and that such Rates and Assessments shall be made, levied, and recovered in the same Manner as any other Rates for repairing of Churches are by Law directed to be made, levied, and recovered; and that from thenceforth the Inhabitants of the said Parish of Lilford shall have the joint Use of the said Parish Church of Achurch with Lilford annexed in all Respects with the Inhabitants of the said Parish of Achurch.

Proviso relating to Tenths, visitatorial Fees, *etc.*

Provided always, and be it further enacted, That this Act, or any Thing herein contained, shall not excuse, or be construed to excuse or exempt, the said Rector of Achurch with Lilford aforesaid annexed from the Payment of the Tenths due and payable in respect of the Vicarage of Lilford aforesaid as a separate or distinct Parish from the Parish of Achurch aforesaid, or from the Payment of Procurations, Synodals, visitatorial Fees, or any other Dues whatsoever, or of what Nature or Kind soever, to the Bishop of the Diocese of Peterborough aforesaid for the Time being, or other Ecclesiastical Officer whatsoever who before the passing of this Act had lawful Right to claim the same, but that the said Rector shall be subject and liable to pay the same in such and the same Manner as before the passing of this Act.

Publick Act.

And be it further enacted by the Authority aforesaid, That this Act shall be deemed a publick Act; and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

F I N I S.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

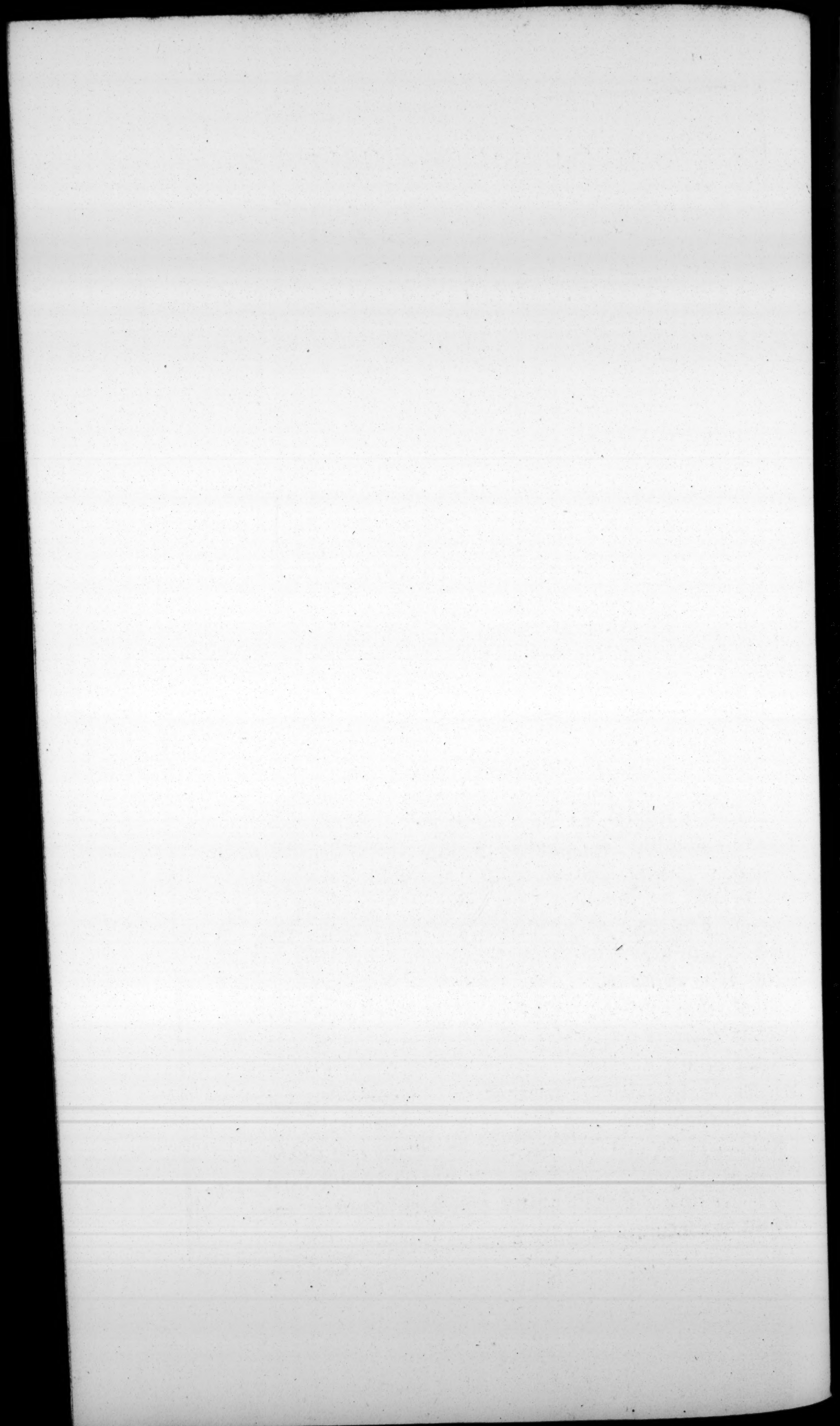
At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N :

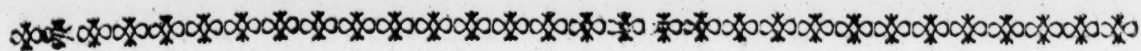
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Printers to the King's most Excellent Majesty. 1778.





ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. X.

An Act to continue and enlarge the Term and Powers of an Act, made in the Thirtieth Year of the Reign of King George the Second, *for building a Bridge over the River Lea, at or near a Place called Jeremy's Ferry; and for making, repairing, and widening Roads from thence into the Great Roads at Snarebrook, in the County of Essex, and at Clapton, in the County of Middlesex.*



W H E R E A S by an Act, passed in the Thirtieth Year of the Reign of his late Majesty King George the Second, intituled, An Act for building a Bridge over the River *Lea*, at or near a Place called *Jeremy's Ferry*; and for making, repairing, and widening Roads from thence into the Great Roads at *Snarebrook*, in the County of *Essex*, and at *Clapton*, in the County of *Middlesex*, several Tolls, Duties, and Powers were granted and given for building the said Bridge, and for making, repairing, and widening the said Roads; which said Act was to commence and take place on the first Day of June, One thousand seven hundred and fifty-seven, and to have Continuance from thenceforth for the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament: And whereas there is now owing upon the Credit of the said Act, the principal Sum of One thousand eight hundred Pounds, or thereabouts; which Sum, together with the Tolls collected, have been duly applied, according to the Directions of the said Act; but the said Bridge and Roads cannot be supported, repaired, and kept in Repair, and the Money now owing be repaid, unless the Term of the said Act be continued, and the Powers enlarged: May it

Preamble,
reciting Act
30 Geo. II.

1,800*l.* now
owing on the
Credit there-
of.

The recited
Act further
continued for
21 Years.

therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act, and all the Tolls or Duties, Powers, Penalties, Forfeitures, Exemptions, Articles, Rules, Clauses, Matters and Things therein contained, shall be and continue in full Force and Effect, and be executed from and after the Expiration of the Term granted by the said recited Act, for and during the further Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament, as fully and effectually, to all Intents and Purposes, as if the same were herein repeated and re-enacted in the Body of this present Act; which said additional Term, and the Tolls and Duties hereby continued, are hereby declared to be subject and liable to the Payment of all Sums of Money now due and owing upon the Credit of the said recited Act, and of such other Sum and Sums of Money as shall be borrowed for the Purposes of the said former Act and this Act, and the Interest due and to grow due on the same.

Trustees under the former Act to execute this Act.

And be it further enacted by the Authority aforesaid, That the Trustees nominated or appointed in or by virtue of the said former Act, and their Successors, to be appointed in Manner directed by the said former Act, shall be, and they are hereby appointed Trustees for putting this Act in Execution.

Expences of this Act how to be paid.

And be it further enacted by the Authority aforesaid, That the Charges and Expences of obtaining and passing this Act shall be paid out of the Money raised or to be raised by virtue of the said former Act or this Act.

Publick Act.

And be it further enacted by the Authority aforesaid, That this Act shall be deemed, adjudged, and taken to be a publick Act; and be judicially taken Notice of as such by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

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ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XI.

An Act for repealing an Act, passed in the Fourteenth Year of His present Majesty's Reign, intituled, *An Act for the better regulating the Government of the Province of the Massachusetts Bay in New England.*



W H E R E A S the Province of the Massachusetts Bay had for many Years been governed under a Charter, granted by their late Majesties King William and Queen Mary: And whereas an Act, passed in the Fourteenth Year of His present Majesty's Reign, intituled, An Act for the better regulating the Government of the Province of the *Massachusetts Bay in New England*, has been found to create great Uneasinesses in the Minds of the Inhabitants of the said Province, and has occasioned Jealousies and Apprehensions of Danger to their Liberties and

Preamble.

Act 14 Geo. III. recited,

and repealed.

Rights in several other of the Colonies and Plantations in North America: For quieting and extinguishing such Uneasinesses and Apprehensions, be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the passing of this Act, the said Act, of the Fourteenth Year of the Reign of His present Majesty, be, and the same is hereby repealed.

F I N I S.

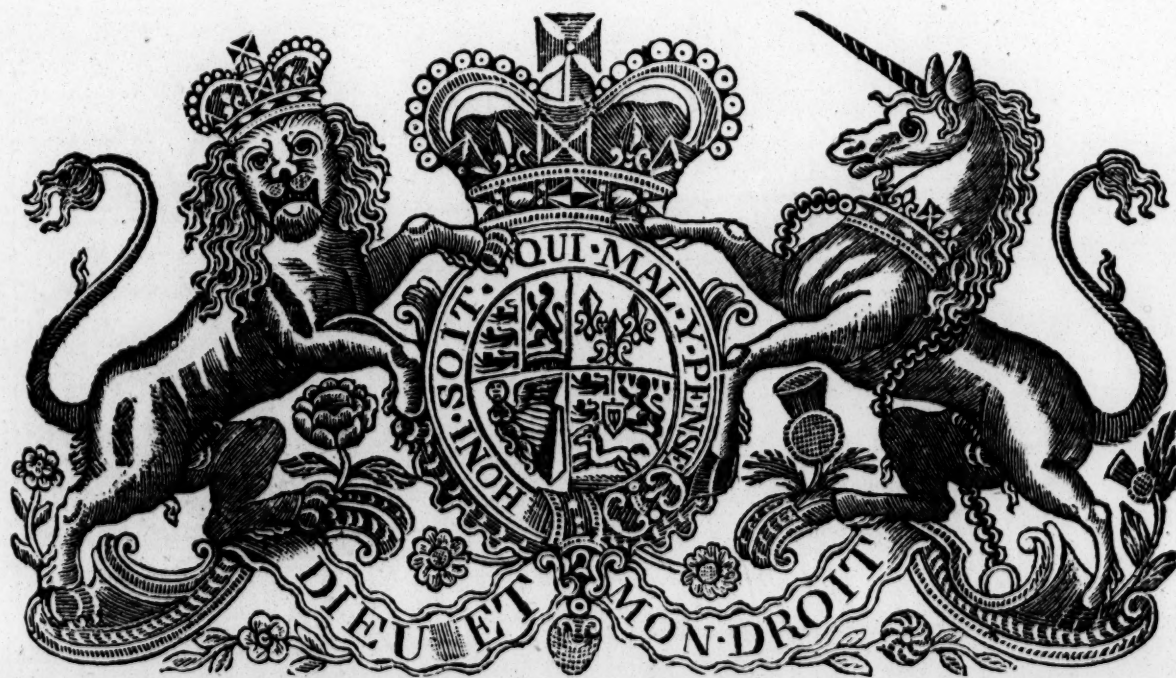
ANNO REGNI
GEORGI III.
REGIS

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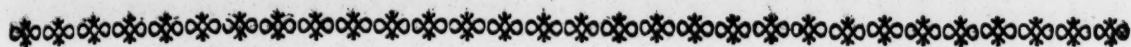
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ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XII.

An Act for removing all Doubts and Apprehensions concerning Taxation by the Parliament of *Great Britain* in any of the Colonies, Provinces, and Plantations in *North America* and the *West Indies*; and for repealing so much of an Act, made in the Seventh Year of the Reign of His present Majesty, as imposes a Duty on Tea imported from *Great Britain* into any Colony or Plantation in *America*, or relates thereto.



WHEREAS Taxation by the Preamble.
Parliament of Great Britain, for the Purpose of raising a Revenue in His Majesty's Colonies, Provinces, and Plantations, in North America, has been found by Experience to occasion great Uneasinesses and Disorders among His Majesty's faithful Subjects, who may nevertheless be disposed to acknowledge the Justice of contributing to the common Defence of the Empire, provided such Contribution should be raised under the Authority of the General Court, or General Assembly, of each respective Colony, Province, or Plantation: And whereas, in order as well to remove the said Uneasinesses, and to quiet the Minds of His Majesty's Subjects who may be disposed to re-
turn

No Tax to be hereafter imposed, by the King and Parliament of Great Britain, on any of the Colonies in North America or the West Indies: Except, &c.

So much of an Act 7 Geo. III. as imposes a Duty on Tea imported from Great Britain into America, repealed.

turn to their Allegiance, as to restore the Peace and Welfare of all His Majesty's Dominions, it is expedient to declare that the King and Parliament of Great Britain will not impose any Duty, Tax, or Assessment, for the Purpose of raising a Revenue in any of the Colonies, Provinces, or Plantations: May it please Your Majesty that it may be declared and enacted; and it is hereby declared and enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the passing of this Act, the King and Parliament of Great Britain will not impose any Duty, Tax, or Assessment whatever, payable in any of His Majesty's Colonies, Provinces, and Plantations, in North America or the West Indies; except only such Duties as it may be expedient to impose for the Regulation of Commerce; the net Produce of such Duties to be always paid and applied to and for the Use of the Colony, Province, or Plantation, in which the same shall be respectively levied, in such Manner as other Duties collected by the Authority of the respective General Courts, or General Assemblies, of such Colonies, Provinces, or Plantations, are ordinarily paid and applied.

And be it further enacted by the Authority aforesaid, That, from and after the passing of this Act, so much of an Act, made in the Seventh Year of His present Majesty's Reign, intituled, An Act for granting certain Duties in the *British* Colonies and Plantations in *America*; for allowing a Drawback of the Duties of Customs upon the Exportation from this Kingdom of Coffee and Cocoa Nuts of the Produce of the said Colonies or Plantations; for discontinuing the Drawbacks payable on China Earthen Ware exported to *America*; and for more effectually preventing the clandestine running of Goods in the said Colonies and Plantations; as imposes a Duty on Tea imported from Great Britain into any Colony or Plantation in America, or has Relation to the said Duty, be, and the same is hereby repealed.

F I N I S.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

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L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

THE [illegible] OF [illegible]

BY [illegible]

LONDON: [illegible] 18[illegible]

PRINTED BY [illegible]

AND SOLD BY [illegible]

AT THE [illegible]

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OF THE [illegible]

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AND [illegible]

OF THE [illegible]

AND [illegible]



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XIII.

An Act to enable His Majesty to appoint Commissioners with sufficient Powers to treat, consult, and agree upon the Means of quieting the Disorders now subsisting in certain of the Colonies, Plantations, and Provinces of *North America*.



WHEREAS the quieting and extinguishing of Preamble.
 divers Jealousies and Apprehensions of
 Danger to their Liberties and Rights,
 which have alarmed many of His Ma-
 jesty's Subjects in the Colonies, Pro-
 vinces, and Plantations of New Hamp-
 shire, Massachusetts Bay, Rhode Island, Connecticut, New
 York, New Jersey, Pennsylvania, the Three Lower Coun-
 ties on Delaware, Maryland, Virginia, North Carolina,
 South Carolina, and Georgia; and for a full Manifes-
 tation of the just and gracious Purposes of His Ma-
 jesty, and His Parliament, to maintain and secure
 all His Subjects in the clear and perfect Enjoyment of
 their Liberties and Rights; be it enacted by the King's
 most

His Majesty
impowered to
appoint Five
Commission-
ers to treat
with the *Ame-
ricans* for Re-
drefs of Griev-
ances, etc.

most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful for His Majesty, from Time to Time, by Letters Patent under the Great Seal of Great Britain, to authorise and empower five able and sufficient Persons, or any Three of them, to treat, consult, and agree with any Body or Bodies Politick and Corporate, or with any Assembly or Assemblies of Men, or with any Person or Persons whatsoever, of and concerning any Grievances, or Complaints of Grievances, existing, or supposed to exist, in the Government of any of the said Colonies, Provinces, or Plantations respectively, or in the Laws and Statutes of this Realm respecting the same; and of or concerning any Aid or Contribution to be furnished by any of the said Colonies, Provinces, or Plantations respectively, for the common Defence of this Realm, and the Dominions thereunto belonging; and of and concerning any other Regulations, Provisions, Matters, and Things, necessary or convenient for the Honour of His Majesty, and His Parliament, and for the common Good of all His Subjects.

The Regula-
tions, etc.
agreed on, not
to be finally
binding until
confirmed by
Parliament.

Provided also, and be it further enacted and declared, That no Regulation, Provision, Matter, or Thing, so proposed, treated, consulted, or agreed, shall have any other Force or Effect, or be carried further into Execution, than is herein-after mentioned and provided, until the same shall have been confirmed by Parliament.

Commission-
ers may order
a Cessation of
Hostilities by
Sea or Land.

Provided also, and be it further enacted by the Authority aforesaid, That in order to facilitate the good Purposes of this Act, His Majesty may lawfully enable the said Commissioners, or any Three of them, from Time to Time, to order and proclaim a Cessation of Hostilities, on the Part of His Majesty's Forces, by Sea or Land, for any Time, and under any Conditions or Restrictions; and such Order and Proclamation to revoke and annul in the same Manner and Form.

And

And be it further enacted, That it shall and may be lawful for His Majesty, by such Letters Patent as aforesaid, to authorise and empower the said Commissioners, or any Three of them, by Proclamation under their respective Hands and Seals, from Time to Time, to suspend the Operation and Effect of a certain Act of Parliament, made and passed in the Sixteenth Year of the Reign of His present Majesty, for prohibiting all Trade and Intercourse with certain Colonies and Plantations therein named, and for the other Purposes therein also mentioned, or any of the Provisions or Restrictions therein contained; specifying in such Proclamation at what Times and Places respectively, and with what Exceptions and Restrictions, and under what Passes and Clearances, in Lieu of those heretofore directed by any Act or Acts of Parliament for regulating the Trade of the Colonies or Plantations, the said Suspension shall take Effect; and the said Suspension and Proclamation, in the same Manner and Form, to annul and revoke.

His Majesty may empower the Commissioners to suspend, by Proclamation, the Prohibitory Act of 16 Geo. III;

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for His Majesty, by such Letters Patent as aforesaid, to authorise and empower the said Commissioners, or any Three of them, to suspend, in any Places, and for any Times during the Continuance of this Act, the Operation and Effect of any Act or Acts of Parliament which have passed since the Tenth Day of February, One thousand seven hundred and sixty-three, and which relate to any of His Majesty's said Colonies, Provinces, or Plantations in North America, so far as the same does relate to them; or the Operation and Effect of any Clause, or any Provision or Matter therein contained, so far as such Clauses, Provisions, or Matters relate to any of the said Colonies, Provinces, or Plantations.

or any other Act, or Part of an Act, relating to America, passed since Feb. 10, 1763.

And it is hereby enacted by the Authority aforesaid, That it shall and may be lawful for His Majesty, by such Letters Patent as aforesaid, to authorise and empower the said Commissioners, or any Three of them, and they are hereby authorised and empowered, to grant a Pardon

His Majesty may empower the Commissioners to grant Pardons;

of Pardons to any Number or Description of Persons within the said Colonies, Provinces, or Plantations.

and to appoint
Governors in
those Pro-
vinces, *etc.*
wherein His
Majesty hath
usually ap-
pointed them.

And, that no Let or Hindrance may happen from the Vacancy of the Office of Governor and Commander in Chief in any of the said Colonies, Provinces, or Plantations respectively, or from the Absence of such Officer from his Government; be it further enacted by the Authority aforesaid, That it shall and may be lawful for His Majesty, by such Letters Patent as aforesaid, to authorize and empower the said Commissioners, or any Three of them, in any of the said Colonies, Provinces, or Plantations respectively, wherein His Majesty hath usually heretofore nominated and appointed a Governor, to nominate and appoint, from Time to Time, by any Instrument under their Hands and Seals, a proper Person to be the Governor and Commander in Chief in and for any such Colony, Province, or Plantation; to have, hold, and exercise the said Office of Governor and Commander in Chief in and for such Colony or Plantation respectively, with all such Powers and Authorities as any Governor of such Province heretofore appointed by His Majesty might or could have exercised, in as full and ample Manner and Form as if such Governor and Commander in Chief had been nominated and appointed by His Majesty's Letters Patent or Commission; and for that Purpose, if need be, to revoke, annul, and make void, any Commission or Letters Patent heretofore granted for appointing any such Governor and Commander in Chief.

Continuance
of this Act.

And be it further enacted, That this Act shall continue to be in Force until the First Day of June, One thousand seven hundred and seventy-nine.

F I N I S.

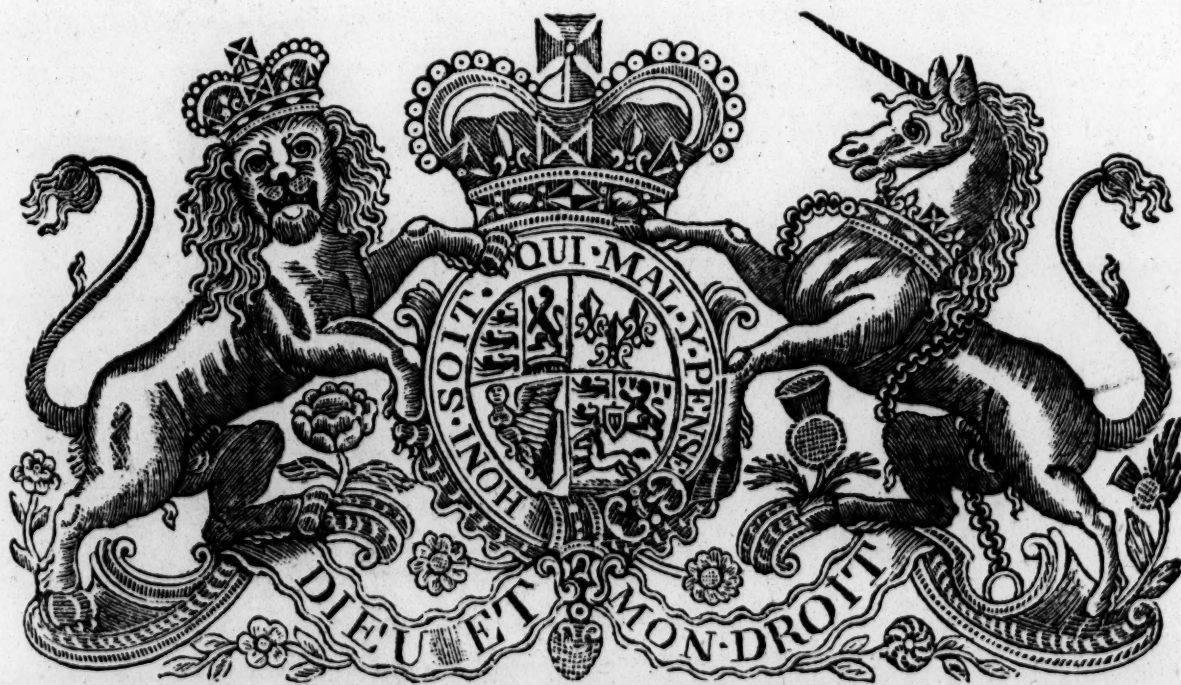
ANNO REGNI
GEORGGII III.
REGIS

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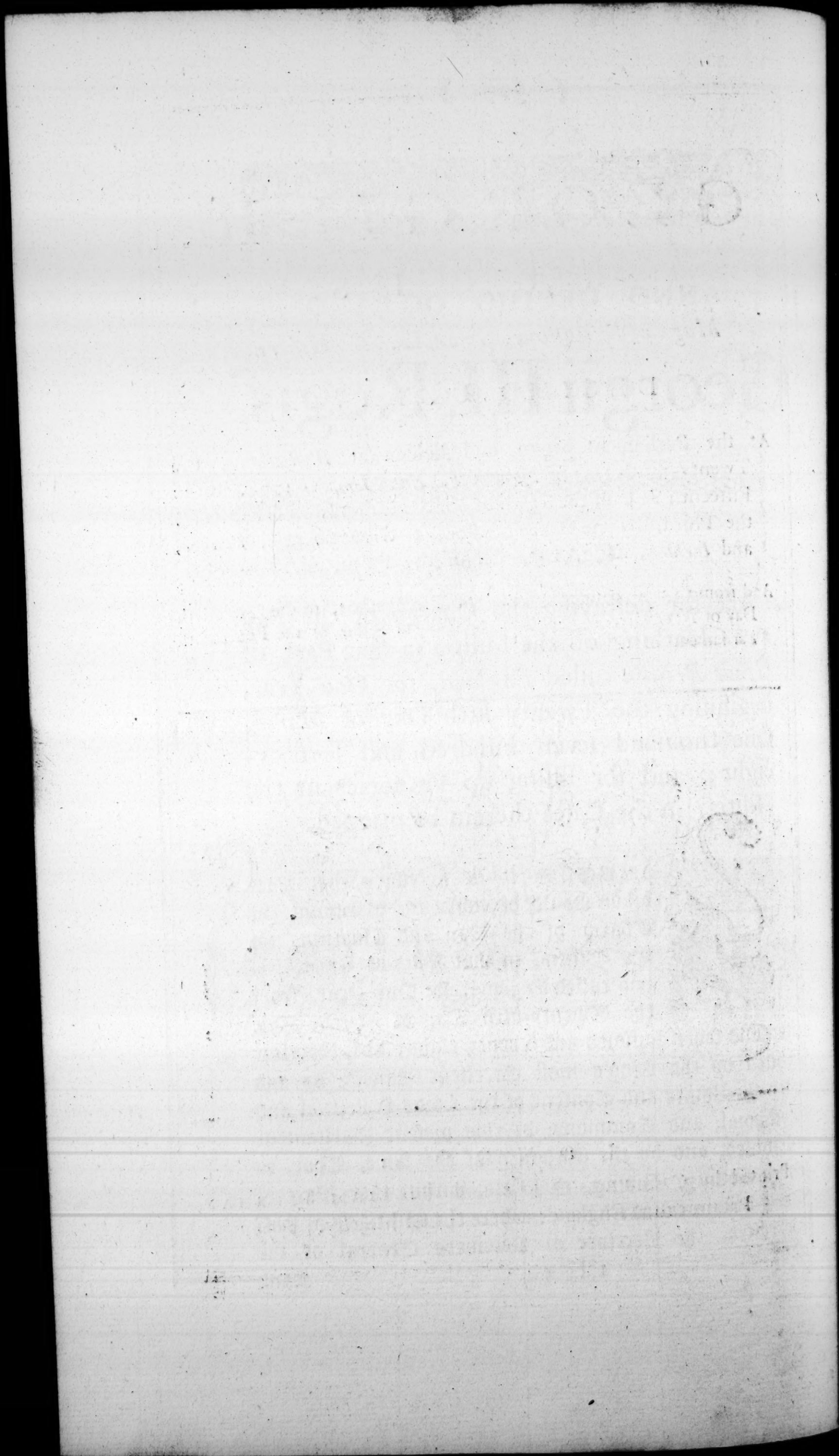
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ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XIV.

An Act for defraying the Charge of the Pay and Cloathing of the Militia in that Part of *Great Britain* called *England*, for One Year, beginning the Twenty-fifth Day of *March*, One thousand seven hundred and seventy-eight; and for filling up Vacancies in the Militia, in the Cases therein mentioned.



WHEREAS it is necessary that Provision should be made for defraying the Charge of the Pay and Cloathing for the Militia, in that Part of Great Britain called England, for One Year, from the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, in every County, Riding, or Place, within that Part of Great Britain called England, where the Militia is or shall be raised, the Receiver or Receivers General of the

Preamble.

Where the Militia is or shall be raised, the Receiver-general of the County is to issue Four Months Pay in Advance, according to the Establishment of Pay here set down;

with Half a Year's Salary to the Regimental and Battalion Clerks;

and the Allowances to the Clerks of the General and Subdivision Meetings;

and Pay for Cloathing of the Militia.

Land Tax of such County, Riding, or Place respectively, shall issue and pay the whole Sums required, in the Manner, and for the several Uses, herein-after mentioned; that is to say, For the Pay of the said Militia for Four Calendar Months in Advance, at the Rate of Six Shillings a Day for each Adjutant, where an Adjutant is appointed; and at the Rate of One Shilling for each Serjeant, with the Addition of Two Shillings and Sixpence a Week for each Serjeant-major, where a Serjeant-major is appointed; and at the Rate of Sixpence a Day for each Drummer, with the Addition of Sixpence a Day for each Drum-major, where a Drum-major is appointed; and also at the Rate of Sixpence a Month for each Private Man and Drummer, for defraying the contingent Expences of each Regiment, Battalion, and Independant Company of Militia; One Penny whereof shall be applied for defraying the Hospital Expences of each Regiment, Battalion, or Independant Company, during the Time of the Men's being from Home, upon Account of their Annual Exercise; and also for Half a Year's Salary for the Clerk of each Regiment or Battalion of Militia belonging to such County, Riding, or Place, at the Rate of Fifty Pounds a Year; and also for the respective Allowances to the Clerk of the General Meetings, and Clerks of the several Subdivision Meetings, at the Rates following; (that is to say), To the Clerk of the General Meetings, at the Rate of Five Pounds and Five Shillings for each Meeting; and to the several Clerks of the Subdivision Meetings, at the Rate of One Pound and One Shilling for each Meeting; and also for the Cloathing of the Militia for such County, Riding, or Place, after the Rate of Three Pounds and Ten Shillings for each Serjeant, and Two Pounds for each Drummer, with the Addition of One Pound for each Serjeant-major, and each Drum-major; and, with respect to the Private Militia Men, where the Militia hath not been cloathed within Three Years, at the Rate of One Pound and Ten Shillings for each Private Man.

Provided

Provided nevertheless, That in any County, Riding, or Place, where Pay has not yet been issued for the Militia, no Pay shall be issued until His Majesty's Lieutenant, or in his Absence, or in case of a Vacancy by the Death or Removal of His Majesty's Lieutenant, any Three Deputy Lieutenants of any such County, Riding, or Place, shall have certified to the Commissioners of His Majesty's Treasury, and to the Receiver-general of the Land Tax, that Three-fifths of the Number of Private Militia-men of such County, Riding, or Place, have been inrolled, and that Three-fifths of the Proportion of their Commission Officers have accepted their Commissions, and entered their Qualifications, as by Law required.

Where Pay has not been issued, no Pay to be issued till the Lord Lieutenant, or Deputies, shall have certified to the Treasury and Receivers-general the Inrolment of Three-fifths of the Men and Officers.

And be it enacted, That all such Sums of Money granted for the Pay of the Militia as aforesaid, except such as shall be due to the several Clerks of the Meetings aforesaid, and except such as shall be due on account of Clothing, shall, where the Militia has never been embodied, be paid by the said Receiver or Receivers-general of the Land Tax into the Hands of the Clerk or Clerks of the Regiments or Battalions of Militia belonging to such County, Riding, or Place, upon his or their producing his or their Warrant or Warrants of Appointment to such Office, under the Hand and Seal of His Majesty's Lieutenant for such respective County, Riding, or Place; and where the Militia has been embodied, into the Hands of the Clerk or Clerks of the Regiments or Battalions, upon his or their producing his or their Warrant or Warrants of Appointment to such Office, under the Hand and Seal of the Colonel, or, where there is no Colonel, of the Commanding Officer of each Regiment or Battalion respectively, notwithstanding such Militia shall have been disembodied; and where the Militia shall be formed into an Independant Company or Independant Companies, such Sums as aforesaid shall be paid by the said Receiver or Receivers-general of the Land Tax into the Hands of the respective Captain of each Independant Company of Militia, or to such Person as such respective Captain shall authorize to receive the same, according to the Number of Per-

The Money is to be paid by the Receiver-general to the Clerk of the Regiment or Battalion, (except the Allowances to the Clerks of the Meetings), upon producing the Warrant of his Appointment;

and for Independant Companies to the respective Captains, or to their Order;

according to
the Establishment
laid down in the
Militia Act of
2 Geo. III.

A Second
Payment is
also to be
made within
3 Months af-
ter the First;

and a Third
within Three
Months after
the Second.

Receipts of
the Persons to
whom the
Money shall
be so paid to
discharge the
Receivers-ge-
neral.

The Regi-
mental and
Battalion
Clerks are to
pay in Ad-
vance One
Month's Pay
to the Adjut-
ant; and
Two Months
Pay to each
Captain for
the Serjeants
and Drum-
mers; and for
the Serjeant-
major and
Drum-major
Two Months
Pay to be paid
to the Com-
manding Of-
ficer of the
Company to
which they
belong;

sons hereby intituled to receive Pay and Clothing, of which such Regiment or Regiments, Battalion or Battalions, Independant Company or Independant Companies, shall have been appointed to consist, according to the Establishment laid down in an Act, passed in the Second Year of the Reign of His present Majesty, (intituled, An Act to explain, amend, and reduce into One Act of Parliament, the several Laws now in being relating to the Raising and Training the Militia within that Part of *Great Britain* called *England*;) and such Receiver or Receivers-general of the Land Tax shall also, within Fourteen Days after the Expiration of the Third Calendar Month from the Time of the said First Payment, make a Second Payment for Four Calendar Months in Advance; and shall also, within Fourteen Days after the Expiration of the Three Calendar Months from the Time of the said Second Payment, make a Third Payment for Four Calendar Months in Advance, for the Pay and contingent Expences of the Militia, and for the Allowances to the Regimental or Battalion Clerk or Clerks aforesaid, in the Proportions herein-before mentioned; and the Receipts of such Clerk or Clerks, and of such Captain of an Independant Company, or Captains of Independant Companies, or of such Person or Persons as such Captain or Captains shall so authorize to receive such Money as aforesaid, shall be a sufficient Discharge to such Receiver or Receivers-general of the Land Tax, for the several Sums of Money so by him or them paid.

And be it enacted, That the Clerk of each Regiment or Battalion of Militia shall forthwith, after the Receipt of such Sums of Money as aforesaid, pay, or cause to be paid, One Calendar Month's Pay in Advance to the Adjutant of such Regiment or Battalion respectively; and to the Captain or Officer commanding each Company belonging to such Regiment or Battalion, Two Month's Pay in Advance for the Serjeants and Drummers; and also to the Officer commanding the Company to which the Serjeant-major and Drum-major shall belong, Two Months Pay in Advance for such Serjeant and Drum-major; and so, from Time to Time, as long

as

as any Money on that Account shall remain in his Hands: Which Pay every such Captain or Officer commanding is hereby required to distribute to such Person belonging to his Company, by this Act intituled to receive the same, as it shall become due; and the Captain of each Independant Company is hereby required to distribute to each Person belonging to his Company intituled thereto, such Money as he shall receive for Pay of his Company by virtue of this Act; and such Captain or Officer commanding shall, Once in every Year, give in to the Clerk of the Regiment or Battalion to which such Company shall belong, or if Captain of an Independant Company to the Receiver-general, an Account of the several Payments he shall have made in pursuance of this Act, according to the following Form:

Captains to distribute the Pay accordingly;

and account for the same yearly to the Clerk, or Receiver-general if an Independant Company, according to the following Form;

County of	Dr.	Per Contra, Cr.
To Cash received of Mr. } Regimental or } Battalion Clerk, or Re- } ceiver-general (as the Case } shall be) for Two Months } Pay in Advance, ——— }		Paid Serjeant for Days Pay, from the of to the of following ——— }
		Ditto as Serjeant-major (if One in the Company) }
		Paid Serjeant for Days Pay, from the of to the of following ——— }
		Paid Drummer Days at Sixpence, from the of to the of following ——— }
		Ditto as Drum-major (if One in the Company) }
		Paid Drummer Days from the of to the of following }

And shall pay back to the said Clerk, or to the Receiver-general, (as the Case shall be), the Surplus (if any) of the Money by him from Time to Time received, and then remaining in his Hands.

and pay back the Surplus Monies in his Hands.

Provided always, and be it hereby further enacted, That in case the Commanding Officer of any Regiment, Battalion, or Independant Company of Militia, shall certify in Writing to the Clerk of the same, that he

On Discharge of Serjeants or Drummers as unfit for Service, no Pay to be issued till others are appointed;

hath

nor any Payment made to such as are discharged by the Commanding Officer.

The Clerks are likewise to pay, out of the Sums allowed for contingent Expences, 1 d. per Man for Hospital Charges;

and the Sums necessary for the Repair of Arms, and Carriage thereof.

Residue to be applied for the Benefit of the Regiment, &c. as the Field Officers and Captains shall direct.

Account of the said Sums to be made up yearly, &c.

Money allowed for contingent Expences of Independant Companies to be applied and accounted for by the Captains.

hath discharged any Serjeant or Drummer as unfit for the Service; that in such Case, no Pay be issued for the Person so discharged, until another be duly appointed by him; and that no Payment be made to any Serjeant or Drummer who hath been so discharged, or who has not previously been approved of by the Commanding Officer, in case of Vacancy by Death, or otherwise.

And be it enacted, That the Clerk of each Regiment or Battalion of Militia, out of the Money hereby directed to be issued and paid to him for defraying the contingent Expences of each Regiment or Battalion, shall, yearly and every Year, pay to the Colonel or Officer commanding such Regiment or Battalion One Penny a Month for each Private Man and Drummer, for defraying the Hospital Expences of each respective Company of such Regiment or Battalion, during the Time of the Men's being absent from Home upon Account of their annual Exercise; and shall, from Time to Time, issue out and pay such Sums of Money as may be necessary for the Repair of Arms, and the Carriage and Removal thereof, upon an Order in Writing, signed by the Colonel or Officer commanding such Regiment or Battalion; and apply, dispose of, and pay, the Residue of such Money, for the general Use and Benefit of each such respective Regiment or Battalion, in such Manner as the Field Officers and Captains thereof, or the greater Part of them, shall direct; and shall, yearly and every Year, make up an Account of all such Money, and the Expensiture thereof, and deliver the same to the Colonel or Officer commanding such Regiment or Battalion, to be by him examined, allowed, and signed; which Account, so allowed and signed, shall be, and it is hereby directed to be, the proper Voucher and Acquittal of such Clerk, for the Application and Disposal of such Money.

And be it enacted, That the Money hereby directed to be issued for the contingent Expences of each Independant Company of Militia, shall be, in like Manner, applied to the particular Use of such respective Independant Company by the Captain thereof; and shall, yearly and every Year, be, in like Manner, accounted for to the Receiver;

ceiver-general of the Land Tax of the County or Place to which such Independant Company shall belong; whose Allowance of such Account shall, in like Manner, be the proper Voucher for the Expenditure and Disposition thereof.

And be it enacted, That the said Regimental or Battalion Clerk may and shall retain to his own Use, out of the Money so by him received, such further Sums as shall complete the Allowance herein-before made for his Salary.

Clerk to retain Money in his Hands for his own Salary.

And be it further enacted, That whenever His Majesty's Lieutenant, or any Three or more Deputy Lieutenants, of any County, Riding, or Place, shall have fixed the Days of Exercise for the Militia, he or they shall, as soon as may be, certify the same to the Receiver-general of such County, Riding, or Place, specifying the Number of Men, and the Number of Days such Men are to be absent from Home on account of such Exercise; and such Receiver-general is hereby required, within Fourteen Days after the Receipt of such Certificate, to issue and pay to the Clerk of the several Regiments or Battalions, at the Rate of Seven Shillings and Sixpence per Day for the Captain of each Company, and at the Rate of Three Shillings and Sixpence per Day for each Lieutenant, and of Three Shillings per Day for each Ensign; and also at the Rate of One Shilling per Day for each Private Militia-man, with the Addition of Sixpence per Day for each Corporal of the Militia, so to be called out to Exercise, for the Number of Days such Officers and Men shall be absent from Home on account of such Exercise; and in such Counties where there shall be Independant Companies only, the Receiver-general of each such respective County shall issue and pay to the Captains of the Independant Companies at the Rate of Seven Shillings and Sixpence per Day for each Captain, Three Shillings and Sixpence per Day for each Lieutenant, and Three Shillings per Day for each Ensign; and also at the Rate of One Shilling per Day for each Private Militia-man, with the Addition of Sixpence per Day for each Corporal of

When the Lt. Lieut. or Deputies shall have fixed the Days of Exercise,

they are to certify the same to the Receiver-general, specifying the Number of Men, and Days they shall be absent from Home.

Receiver-general to issue thereupon Pay for Officers and Men to the Regimental Clerk, &c.

Where there shall be Independant Companies only, the Receiver-general is to issue Pay to the Captains, &c. according to the Rate here set down.

Clerks to pay
over the Mo-
ney to the re-
spective Cap-
tains.

Captains to
make up their
Account ac-
cording to the
following
Form;

the Militia, so to be called out to Exercise, for the Number of Days such Officers and Men shall be absent from Home on account of such Exercise; and the said Regimental or Battalion Clerks are hereby required forthwith to pay to each Captain of the said Regiments or Battalions the Proportion of Pay belonging to each Captain, and likewise the Pay belonging to their respective Companies.

And be it further enacted, That the Captain of each Company shall make up an Account of all Monies received and paid by him on account of such Exercise, according to the following Form:

County of	Dr.	Per Contra,	Cr.
To Cash received of the Regimental or Bat- talion Clerk, or Receiver General (as the Case shall be) for Days Pay of		By my Pay as Captain Paid Lieutenant Paid Ensign Paid Militia Men Days Paid additional Pay to Corporals Days	

to be signed
by them, and
counter-signed
by the Com-
manding Of-
ficer,

and delivered,
with the Ba-
lance, to the
Clerk, or Re-
ceiver-general.

Accounts al-
lowed suffici-
ent Vouchers.

During the
Time the
Troops are
embodied, and
called out into
actual Service,
and receive
Pay as the
King's other
Forces, all
Pay and Al-
lowance from
the Receivers-
general is to
cease.

Which Account shall be signed by the said Captain, and counter-signed by the Commanding Officer; and such Captain shall, within Ten Days after the Time such Exercise is finished, deliver such Account, and pay the Balance, if there be any due, to the Regimental or Battalion Clerk; or, if Captain of an Independant Company, to the Receiver-general: And such Accounts shall be allowed as sufficient Vouchers in the passing of the Accounts of such Receiver-general, by the proper Auditor of His Majesty's Court of Exchequer.

Provided always, and be it enacted, That where any Regiment, Battalion, or Independant Company of Militia, is or shall be embodied, or called out into actual Service, and thereby the Officers and Private Militiamen are or shall be intitled to the same Pay as the Officers and Private Men in His Majesty's other Regiments of Foot receive, all Pay from the Receiver or Receivers-general of the Land Tax for the County, Riding, or Place, to which such Regiment, Battalion, or Independant Company of Militia shall belong, whether

to

to the Adjutants, Serjeants, Private Militia-men, or others, and all Money allowed as aforesaid for the contingent Expences of such Regiment, Battalion, or Independant Company of Militia, and also the Allowance to the Clerk of such Regiment or Battalion, shall, during such Time of actual Service, and until such Regiment, Battalion, or Independant Company, shall be disembodied, and return home, cease, and not be paid.

And be it enacted, That the said Receiver or Receivers of the Land Tax shall pay to the Clerk of the General Meetings his Allowance, at the Rate of Five Pounds and Five Shillings for each Meeting, upon his producing an Order or Orders for that Purpose from his Majesty's Lieutenant, or from Three Deputy Lieutenants, assembled at some General Meeting or Meetings; and shall also pay to each and every of the Clerks of the Subdivision Meetings their several Allowances at the Rate of One Pound and One Shilling for each Meeting, upon his or their producing an Order or Orders from One or more Deputy Lieutenant or Deputy Lieutenants, assembled in the several Subdivision Meetings; which said Order or Orders shall be to the said Receiver or Receivers-general of the Land Tax a sufficient Discharge for the Payment of such Allowances, and be allowed in his or their Account.

Receivers-general to pay the Allowances to Clerks of the General Meetings, and to the Clerks of the Subdivision Meetings, upon producing Orders from the Lieutenant or Deputy Lieutenants;

which Orders to be a Discharge to Receivers general.

Provided always, and be it enacted, That the Clerk of each Regiment or Battalion of Militia shall give Security to the Receiver or Receivers-general of the Land Tax of the County, Riding, or Place, to which such Regiment or Battalion shall belong, by a Bond to his Majesty, in the Penalty of One Half of the Sum required for the whole Year's Charge of the Regiment or Battalion of Militia to which such Clerk shall belong, for duly answering and paying such Sums as he shall, from Time to Time, have received, and for duly accounting for the same, and for Performance of the Trust hereby in him reposed; which said Bond shall be lodged in the Hands of the Receiver or Receivers-general of the Land Tax for the respective County, Riding,

Regimental and Battalion Clerk to give Security for paying and accounting for the Monies received by them;

the Bonds to be lodged with the Receivers-general, and put in Suit by them, on Non-performance of the Conditions;

and they are intitled thereupon to Full Costs and Charges;

and 5 *l.* per Cent. of the Money recovered;

the Residue to be accounted for to the Auditor.

The Regimental and Battalion Clerks, and Captains of Independant Companies, are to deliver in Accounts of their Receipts and Disbursements.

Costs, etc. where to be recovered.

or Place, who, in case the said Regimental or Battalion Clerk shall not duly perform the Conditions comprised in the said Bond, shall, and is hereby required forthwith to put the said Bond in Suit, in the Name of His Majesty, His Heirs and Successors; the Full Costs and Charges of which Suit, in case Judgement shall be given against such Regimental or Battalion Clerk, shall be paid by him to the said Receiver or Receivers-general of the Land Tax, who shall likewise be entitled to, and receive to his or their own Use, at the Rate of Five Pounds per Centum, out of all such Monies as shall be by him or them recovered thereon; and shall account for the Residue thereof with the proper Auditor of His Majesty's Revenue; the said Receiver or Receivers-general of the Land Tax charging himself or themselves therewith, upon the next Account of the Land Tax to be by him or them passed.

And be it enacted, That the Clerk of every Regiment or Battalion of Militia, and the Captain of every Independant Company of Militia, in every County, Riding, and Place, within the Part of Great Britain aforesaid, shall, between the Twenty-fifth Day of March, and the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, deliver to the Receiver or Receivers-general of the Land Tax of the County, Riding, or Place, to which such Regiment, Battalion, or Independant Company shall belong, a fair Account, in Writing, of all Monies by him received and disbursed for the Service of the preceding Year, in pursuance of this Act, with proper Vouchers for the same; and shall pay back to the said Receiver or Receivers-general of the Land Tax any Surplus of such Monies that shall then be in his Hands; which said Accounts, signed by such Regimental or Battalion Clerk, or by such Captain of an Independant Company respectively, shall be transmitted by the said Receiver or Receivers-general of the Land Tax into the Office of the proper Auditor of His Majesty's Revenue.

Provided always, and be it enacted, That all Penalties, all Costs and Charges of Suit, and all Sums of Money for which any Person or Persons is or are by this Act

Act made answerable, may and shall be recovered in any of His Majesty's Courts of Record at Westminster, by Action of Debt, Bill, Plaint, or Information, wherein no Escoin, Wager at Law, or Protection, or more than One Imparlance, shall be allowed.

Provided always, and be it enacted, That no Fee or Gratuity whatsoever shall be given or paid for or upon account of any Warrant or Sum of Money which shall be issued in relation to, or in pursuance of, this Act.

No Fee payable for any Warrant or Sum of Money issued in pursuance of this Act.

Provided always, and be it enacted, That any Person being on Half-pay, or being intitled to any Allowance, as having served in any or either of the Two Troops of Horse Guards, or Regiment of Horse reduced, and serving in the Militia, shall and may, and he is hereby empowered to receive and take the Subsistence-money by this Act directed to be paid to Captains, Lieutenants, or Ensigns; and the receiving and taking such Subsistence-money by any such Captain, Lieutenant, or Ensign, shall not be deemed a receiving or taking Pay, so as in any Manner to prevent such Person on Half-pay, or being intitled to any such Allowance, from receiving his Half-pay, or such Allowance; and such Person shall take the following Oath before some Justice of the Peace, who is hereby empowered to administer the same.

Officers on Half-pay serving in the Militia may receive the Subsistence-money payable to Captains, Lieutenants, or Ensigns,

they taking the following Oath before a Justice.

I A. B. do swear, That I had not, between the any Place or Employment of Profit, Civil or Military, under His Majesty, besides my Allowance of Half-pay as a reduced in late Regiment of (or Allowance as in late Troop of Horse Guards, or Regiment of Horse reduced) save and except my Subsistence as a Captain, Lieutenant, or Ensign, (as the Case may be), for serving in the Militia of the County of

The Oath.

And the taking the said Oath shall be sufficient to intitle such Person to receive his Half-pay, or the said Allowance, without taking any other Oath; any Law, Usage, or Custom, to the contrary thereof notwithstanding.

Receiver-general, upon receiving a Warrant from the Commanding Officer,

certifying the Receipt of the Cloathing, and an Order for Payment, is to pay the same accordingly.

If any Regiment, etc. shall cease, 3 s. per Diem is to be paid to the Adjutant from such Time to 25 March, 1779.

When Persons chosen by Lot to serve in the Militia are unfit for the Service, the Deputy Lieutenants and Justices may order a fresh Ballot.

And be it further enacted by the Authority aforesaid, That the Receiver-general of the Land Tax, so soon as he shall receive a Warrant under the Hand of the Colonel or Commanding Officer of their respective Regiments or Battalions, certifying the Receipt of the Cloathing, and an Order from the said Colonel or Commanding Officer for the Money due on account of the same, payable to the Person or Persons who furnished the said Cloathing, shall pay the Sum mentioned in such Order to the Person intitled to receive the same; and such Warrant and Order, together with the Receipt of the Person receiving the said Money, shall be a sufficient Discharge to such Receiver-general.

And be it further enacted by the Authority aforesaid, That in case any Regiment, Battalion, or Independant Company, shall cease and determine, during the Continuance of this Act, the Sum of Three Shillings per Diem shall be paid to such Person as has actually served as Adjutant to such Regiment, Battalion, or Independant Company, from the Time such Regiment, Battalion, or Independant Company, shall cease, to the Twenty-fifth Day of March, One thousand seven hundred and seventy-nine.

And whereas Doubts have arisen in what Cases it may be lawful for the Deputy Lieutenants and Justices of the Peace, assembled for the Purpose of carrying into Execution the Laws now in Force for Training the Militia in that Part of Great Britain called England, to order a fresh Ballot in the Room of such as have been chosen by Lot to serve for Three Years in the Militia, when such Persons shall appear, to the Deputy Lieutenants and Justices aforesaid, unfit for the said Service; be it hereby enacted by the Authority aforesaid, That whenever it shall appear to the said Deputy Lieutenants and Justices aforesaid, that any Person, chosen by Lot to serve in the Militia, is unable by any Infirmitie, or unfit from Want of Size, or otherwise, for the said Service, it shall be lawful for the said Deputy Lieutenants and Justices to order a fresh Ballot, until a fit and proper Person shall have been chosen by Lot for the said Service;

vice; and such Order of the Deputy Lieutenants and Justices, for such Second or Third Ballot, as the Case may be, shall be binding upon the Parties to all Intents and Purposes whatsoever.

And whereas it may sometimes happen that Persons who have been sworn and inrolled to serve in the Militia, become, by Infirmary or otherwise, subsequent to the Date of their Inrollment, unfit for such Service before the Expiration of the Term for which they have been so inrolled; be it hereby enacted, That it shall be lawful for the Colonel, or, where there is no Colonel, for the Commanding Officer of such Regiment or Battalion, assisted by Two or more Deputy Lieutenants of the same County, to discharge such Persons from their said Service, and order a fresh Ballot to fill up such Vacancies; and such Discharges, stating the Reasons for which such Discharges have been so granted, shall be binding to all Intents and Purposes whatsoever.

Colonel, etc.
may discharge
such Militia
Men who be-
come unfit for
Service before
the Expiration
of their Term.

F I N I S.

GEORGE III

R E G I S

By Appointment, Printer to His Majesty

BY APPOINTMENT

Printed by the Printer to His Majesty, at the
Printers Office, in the Strand, near the
Royal Exchange, London.



Printed by

the Printer to His Majesty

at the Printers Office, in the Strand, near the Royal Exchange, London.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France,* and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

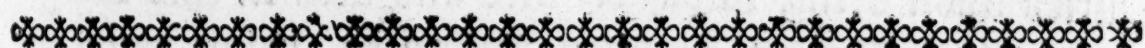
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1. The King's most Excellent Majesty



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XV.

An Act for the Relief of the Captors of Prizes,
with respect to the bringing and landing cer-
tain Prize Goods in this Kingdom.



WHEREAS several Ships and Vessels, Preamble.

with their Cargoes, have been taken,
and condemned as Prize, in pursuance
of, and under the Authority of an Act
made in the Sixteenth Year of the Reign

Recital of
16 Geo. III.
Cap. 5.

of his present Majesty, (intituled, An
Act to prohibit all Trade and Intercourse with the Colo-
nies of *New Hampshire, Massachusetts Bay, Rhode Island,*
Connecticut, New York, New Jersey, Pennsylvania, the Three
lower Counties on *Delaware, Maryland, Virginia, North*
Carolina, South Carolina, and *Georgia,* during the Conti-
nuance

nuance of the present Rebellion within the said Colonies respectively; for repealing an Act, made in the Fourteenth Year of the Reign of His present Majesty, *to discontinue the landing and discharging, lading or shipping, of Goods, Wares, and Merchandise, at the Town, and within the Harbour of Boston, in the Province of Massachusetts Bay;* and also Two Acts, made in the last Session of Parliament, for restraining the Trade and Commerce of the Colonies in the said Acts respectively mentioned; and to enable any Person or Persons, appointed and authorised by His Majesty to grant Pardons, to issue Proclamations, in the Cases and for the Purposes therein mentioned): And whereas Part of the Cargoes of such Ships and Vessels, which is now secured in the Warehouses at several Ports in this Kingdom, not being Goods of the Growth, Produce, or Manufacture of any British American Colony or Plantation, or of any other Place or Country under the Dominion of His Majesty, are subject, by the Laws now in Force, to the Payment of high Duties upon being imported into and used in this Kingdom; which Duties, in some Instances, being equal to the Value of the Goods, will not only be a Discouragement to the Captors and Importers thereof, but will put them under the Necessity to send such Goods, for the future, directly to foreign Markets, to the Loss of His Majesty's Revenue, and the Prejudice of the Trade of this Kingdom: For Remedy whereof, may it please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That any Goods, not being the Growth, Produce, or Manufacture, of any British American Colony or Plantation, or any other Place or Country under the Dominion of His Majesty, that have been, or any Goods or Merchandises whatsoever which shall hereafter be taken during the Continuance of the said recited Act, and which have been, or shall be brought into Great Britain by any of His Majesty's Ships of War, or by any private or other Ship or Vessel

All Goods, not being the Growth, &c. of British America, or other His Majesty's Dominions, that have been taken, or shall be during the Continuance of the recited Act, and brought into Great Britain by any Ship properly commissioned,

fel having Commission from the Lord High Admiral of Great Britain, or the Commissioners for executing the Office of Lord High Admiral of Great Britain for the Time being, for that Purpose, shall and may, upon Condemnation thereof as lawful Prize, be landed in any Port within this Kingdom, and secured under the King's Locks, in Warehouses provided at the sole Expence of the Captors, with the Privy and Approbation, and under the Care and Inspection, of the Commissioners, or other principal Officers, for collecting and managing the respective Duties of Customs and Excise to which such Goods are liable; and upon Admission of any such Goods into such Warehouses, there shall be paid by the Captors, or their Agents, the following Duties only, which shall not be afterwards drawn back or repaid upon the Exportation of the same Goods; that is to say, For all such Goods (except Wines and Vinegar, and such Goods as are herein-after enumerated) taken, as aforesaid, by any of His Majesty's Ships of War, the Half of the Old Subsidy, granted by the Act of Tonnage and Poundage, passed in the Twelfth Year of the Reign of King Charles the Second; and the Whole of the further Subsidy of Poundage, granted by an Act passed in the Twenty-first Year of the Reign of His late Majesty King George the Second, being what is commonly called The Subsidy One thousand seven hundred and forty-seven; and for the like Goods, if taken by any private or other Ship having Commission as aforesaid, the Half of the Old Subsidy, and no more; which Duties shall be collected, paid, and applied, in the same Manner, and to the same Purposes, whereunto they are by Law appropriated, subject nevertheless to the customary and legal Discounts and Abatements, and Allowances for Damage: And for every Ton of such Wine and Vinegar, taken as aforesaid, either by His Majesty's Ships of War, or Ships having Commissions as aforesaid, the Sum of Three Pounds, and so after the same Rate for any greater or lesser Quantity, to be paid into the Receipt of His Majesty's Exchequer, as Part of the Duties arising by an Act, passed in the Eighteenth Year of the

to be secured
under the
King's Locks
in Ware-
houses, at the
Expence of
the Captors.

Duties to be
paid when the
Goods are
warehoused.

Reign of His late Majesty King George the Second, (intituled, An Act for granting to His Majesty several additional Duties upon all Wines imported into *Great Britain*; and for raising a certain Sum of Money by Annuities, and a Lottery, in Manner therein mentioned, to be charged on the said additional Duties).

Duties on certain enumerated Goods to be paid *ad valorem*.

And be it further enacted by the Authority aforesaid, That the Half of the Old Subsidy, granted by the said Act of the Twelfth of Charles the Second, and the Whole of the further Subsidy of Poundage, granted by the said Act of the Twenty-first Year of the Reign of His said late Majesty, which is directed by this Act to be paid for such Prize Goods taken by His Majesty's Ships of War; and the Half of the Old Subsidy, granted by the said Act of the Twelfth of Charles the Second, which is directed by this Act to be paid for such Prize Goods taken by private or other Ships having Commissions as aforesaid, shall be payable *ad valorem*, and no otherwise, upon the Oath of the Captors, or their Agents, upon the following Goods; that is to say, Upon all Sorts of Woollen, Worsted, Thread, Cotton, Linen, and Silk Manufactures, Medicinal Drugs, and Hats, Handkerchiefs, Checks, Knives, Nails, and all Kind of Hard-ware, notwithstanding the same may have been rated in the Book of Rates of the Twelfth Year of the Reign of King Charles the Second, or the Additional Book of Rates of the Eleventh Year of the Reign of His late Majesty King George the First; and that the said Duties *ad valorem* respectively, on the Goods before enumerated, shall be levied and collected by the same Rules and Regulations, and under the same Penalties and Forfeitures, as are directed and prescribed in or by any Act or Acts of Parliament now in Force with respect to any Goods paying Duty *ad valorem*.

Certain Goods not liable to any Duty.

Provided always, That no Duties or Customs whatsoever shall be demanded or taken for any Prize Goods, consisting of any Military or Ship Stores, or any Goods which, by any Law now in Force, may be imported into this Kingdom Duty-free; any Thing in this or any other Act contained to the contrary notwithstanding.

And it is hereby further enacted by the Authority aforesaid, That any Prize Goods which shall be received into any Warehouse in pursuance of this Act, or which are now remaining in any Warehouse in this Kingdom, where they have been secured under the King's Locks, by the Permission of the Commissioners of the Customs, shall and may, upon Payment of the respective Duties before directed by this Act, be exported at any Time directly from them, either by the Captors or their Agents, or by any other Person or Persons, without paying any further Duty of Customs or Excise for the same; the Person or Persons exporting the same giving sufficient Security, in double the Value of the Goods, before the Delivery thereof out of the Warehouse, that the same shall be really and truly exported, and not brought back again, or relanded, in any Part of Great Britain, or the Islands of Guernsey, Jersey, Alderney, Sark, or Man, or the Islands of Faro or Ferro; which Security the Customers or Collectors of the Port from whence the same are intended to be exported, is hereby required and authorised to take in His Majesty's Name, and to His Majesty's Use.

Goods lodged in any Warehouse, as aforesaid, may, on Payment of the before-mentioned Duties, be exported, giving sufficient Security, &c.

Provided always, and it is hereby further enacted by the Authority aforesaid, That if any Goods shall be taken out of any Warehouse wherein they are secured as aforesaid, to be consumed in this Kingdom, the Person or Persons so taking out the same shall first pay up the Remainder of the Duties which would have been due and payable to His Majesty thereon, if the same had been regularly imported by Way of Merchandise into this Kingdom; and such Goods shall, in all other Respects, be liable to the same Restrictions and Regulations to which they would have been subject if this Act had not been made.

Proviso, relating to Goods taken out of Warehouses for Home Consumption.

Provided nevertheless, That nothing in this Act shall extend, or be construed to extend, to charge any Wine with the before mentioned Duty of Three Pounds per Ton, which shall, at the Time of landing the same, be damaged, corrupt, or unmerchantable, and which shall be given up by the Captors, or their Agents, to the Officers

Unmerchantable Wine not liable to Duty.

cers of the Customs, to be publickly sold, in order to be distilled into Brandy, or to be made into Vinegar, in the Manner directed by an Act passed in the Twelfth Year of the Reign of His late Majesty King George the First, (intituled, An Act for the Improvement of His Majesty's Revenues of Customs, Excise, and inland Duties.)

F I N I S.

ANNO REGNI
GEORGI II III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.

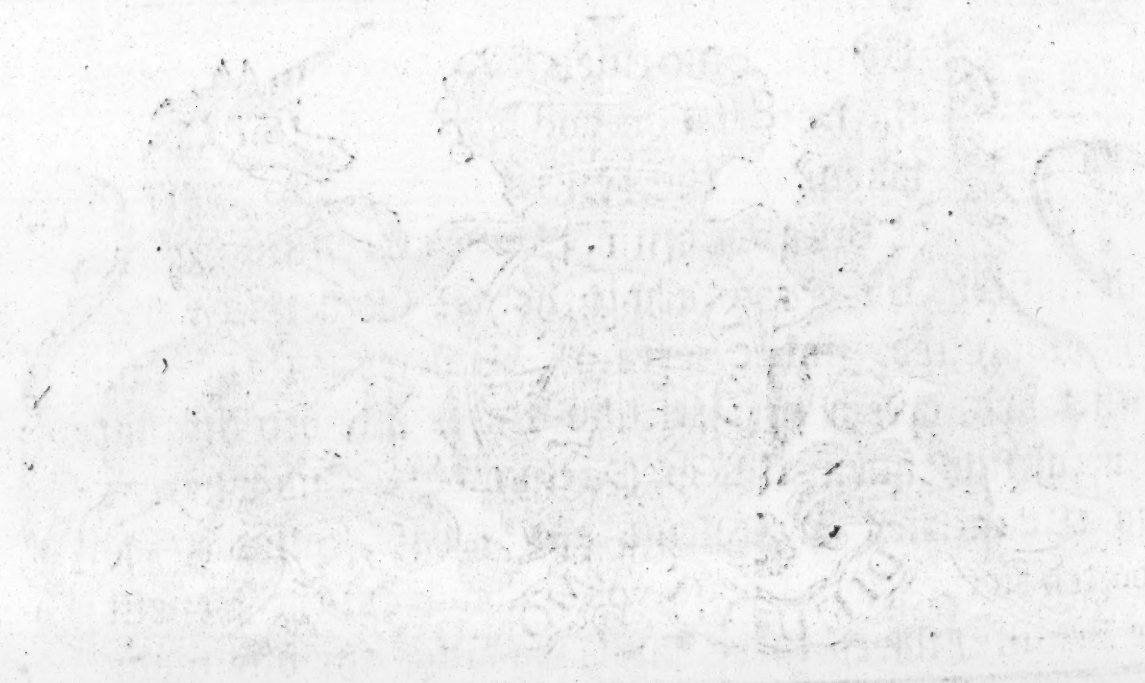


L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

GEORGE III

DECIMO OCTAVO.

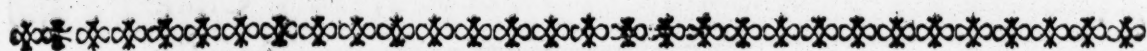


Printed by CHARLES BARNES and WILLIAM STANLEY
in Strand near the King's Bench Prison, 1793.



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XVI.

An Act for allowing the Exportation of certain Quantities of Wheat - flour, Biscuit, and Pease, to *Newfoundland, Nova Scotia, Bay Chaleur, and Labrador.*



W H E R E A S by an Act, made in the Thirteenth Year of His present Majesty's Reign, (intituled, An Act to regulate the Importation and Exportation of Corn), whenever the Prices of certain Species of British Corn or Grain exceed the Prices therein limited, the Exportation thereof from this Kingdom is prohibited, under certain Penalties in the said Act mentioned, except in particular Cases allowed by that and several subsequent Acts of Parliament: And whereas certain Quantities of Biscuit and Pease, allowed to be exported to the Island of Newfoundland, for the Benefit of the British Fishery there, by Two Acts, the one made in the Fourteenth Year of the Reign of His present Majesty, (intituled, An Act to allow the Importation of a limited Quantity of Biscuit and Pease to the Island of Newfoundland, for the Benefit of the British Fishery there;) and the other made in the Sixteenth Year of the Reign of His present Majesty, (intituled, An Act for allowing

Preamble.

Acts
13 Geo. III.

14 Geo. III.

and 16 Geo. III.
recited.

Certain Quantities of Wheat-flour, &c. allowed to be exported to Newfoundland, &c. for the Benefit of the Fishery, from the Ports herein-after mentioned.

the Exportation of certain Quantities of Wheat and other Articles to His Majesty's Sugar Colonies in *America*, and to the Island of *Saint Helena*, and to the other Settlements belonging to the United Company of Merchants of *England* trading to the *East Indies*, and of Biscuit and Pease to *Newfoundland*, *Nova Scotia*, *Bay Chaleur*, and *Labrador*; and for indemnifying all Persons with respect to advising or carrying into Execution His Majesty's Orders of Council already made for allowing the Exportation of Wheat and other Articles;) have been found insufficient for the Use of the British Subjects carrying on the Fishery at the said Island of Newfoundland, Nova Scotia, Bay Chaleur, and Labrador; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the passing of this Act, it shall and may be lawful to ship and export Wheat-flour, Bread, Biscuit, and Pease, out of and from the several Ports in this Kingdom herein-after mentioned, to the several Places herein-after named, for the Benefit of the British Fishery carried on in those Parts, so as the same do not exceed the several Quantities respectively limited to those Places in any One Year, any Thing in the said recited Acts, or either of them, to the contrary notwithstanding; (that is to say),

From the Port of London.

- To the Island of Newfoundland, Four hundred Quarters of Wheat-flour, Two hundred and fifty Tons of Biscuit, and Two hundred Quarters of Pease.
- To Nova Scotia, Three hundred Quarters of Wheat-flour, Two hundred Tons of Biscuit, and Three hundred Quarters of Pease.
- To Bay Chaleur, Five hundred Quarters of Wheat-flour, Two hundred Tons of Biscuit, and Two hundred Quarters of Pease.
- To Labrador, Two hundred Quarters of Wheat-flour, Two hundred Tons of Biscuit, and Two hundred Quarters of Pease.

To Newfoundland, Three hundred Quarters of Wheat-flour, Three hundred Tons of Biscuit, and Two hundred Quarters of Pease.

To Nova Scotia, Two hundred Quarters of Wheat-flour, Two hundred Tons of Biscuit, and Two hundred Quarters of Pease.

To Bay Chaleur, Two hundred Quarters of Wheat-flour, One hundred and fifty Tons of Biscuit, and Two hundred Quarters of Pease.

To Labrador, Two hundred Quarters of Wheat-flour, One hundred and fifty Tons of Biscuit, and Two hundred Quarters of Pease.

To Newfoundland, Two thousand five hundred Quarters of Wheat-flour, One thousand one hundred Tons of Biscuit, and One thousand Quarters of Pease.

To Nova Scotia, Two hundred Quarters of Wheat-flour, One hundred Tons of Biscuit, and One hundred Quarters of Pease.

To Bay Chaleur, Three hundred Quarters of Wheat-flour, One hundred Tons of Biscuit, and One hundred Quarters of Pease.

To Labrador, Two hundred Quarters of Wheat-flour, One hundred Tons of Biscuit, and One hundred Quarters of Pease.

To Newfoundland, One thousand five hundred Quarters of Wheat-flour, Five hundred Tons of Biscuit, and Five hundred Quarters of Pease.

To Nova Scotia, Three hundred Quarters of Wheat-flour, One hundred and fifty Tons of Biscuit, and One hundred and Fifty Quarters of Pease.

To Bay Chaleur, Three hundred Quarters of Wheat-flour, Two hundred Tons of Biscuit, and One hundred and fifty Quarters of Pease.

To Labrador, Three hundred and fifty Quarters of Wheat-flour, One hundred and fifty Tons of Biscuit, and One hundred and fifty Quarters of Pease.

From the Ports of *Topsham* and *Tingmouth*,
within the Port of *Exeter*, not exceeding in
the Whole from both Places.

To Newfoundland, One thousand five hundred Quarters of Wheat-flour, Five hundred Tons of Biscuit, and Six hundred Quarters of Pease.

To Nova Scotia, Three hundred Quarters of Wheat-flour, Two hundred Tons of Biscuit, and Two hundred Quarters of Pease.

To Bay Chaleur, Three hundred Quarters of Wheat-flour, Two hundred Tons of Biscuit, and Two hundred Quarters of Pease.

To Labrador, Three hundred Quarters of Wheat-flour, Two hundred Tons of Biscuit, and Two hundred Quarters of Pease.

From the Port
of *Barnstable*.

To Newfoundland, Four hundred Quarters of Wheat-flour, One hundred and fifty Tons of Biscuit, and One hundred and fifty Quarters of Pease.

From the Port
of *Liverpool*.

To Newfoundland, Three hundred Quarters of Wheat-flour, One hundred and fifty Tons of Biscuit, and One hundred and fifty Quarters of Pease.

From the Port
of *Weymouth*.

To Newfoundland, Two hundred Quarters of Wheat-flour, Sixty Tons of Biscuit, and One hundred and twenty Quarters of Pease.

From the Port
of *Chester*.

To Newfoundland, Three hundred Quarters of Wheat-flour, One hundred Tons of Biscuit, and One hundred and twenty Quarters of Pease.

The said Articles to be subject to the like Securities, &c. on Exportation, as directed by the recited Act 14 Geo. III.

Provided always, and it is hereby further enacted by the Authority aforesaid, That the said Articles exported as aforesaid, in pursuance of this Act, shall be subject to the like Securities, at the respective Ports from whence they are exported, that the same shall not be landed or sold in any Parts whatsoever other than the respective Places for which the same shall be entered and declared for Exportation, and in all other Respects not altered by this Act shall be liable to such and the like Rules, Restrictions, and Regulations; and the Persons granting or making any false Certificate, or counterfeiting

counterfeiting, erasing, or falsifying any Certificate, or knowingly publishing such Certificate so counterfeited, erased, or falsified, shall be subject to the same Disabilities, Penalties, and Forfeitures, as are respectively prescribed and directed by the said recited Act, made in the Fourteenth Year of His Majesty's Reign; which Penalties and Forfeitures shall and may be sued for, prosecuted, and recovered, and applied, in the Manner directed by that Act.

F I N I S.

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ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



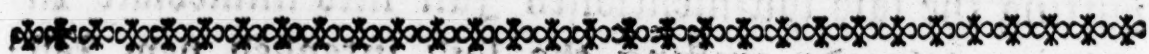
L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XVII.

An Act for building an additional Jail, and also a Prison and House of Correction, within the County of *Cornwall*; and for other Purposes therein mentioned.

 **W**HEREAS the common Jail of the Preamble.
County of *Cornwall* for Criminals is within the Castle of *Launceston* in the said County, which is at present in a very decayed Condition, and being situated near the Eastern Extremity of the County, the Ease and Convenience of the Inhabitants would be best suited by an additional Jail for Criminals being provided nearer the Centre of the said County; and the Borough of *Bodmin* in the said County, being, from its Situation, and the Advantages of healthy Air, a good Soil, and Plenty of pure and wholesome Water, esteemed the properest Place for the Erection of such additional or new Jail; the Mayor and Burgeses of the said Borough have, in order to forward the Design of erecting the same, agreed to give up a Piece or Parcel of Ground lying within the said Borough, being Part of the

4 Q 2

the Possessions of the Corporation, and commonly called or known by the Name of Berrycoombe, otherwise Burcom, as and for the Site of the said intended Jail, being very convenient and proper to be used for that Purpose, without receiving any pecuniary or other Consideration for the same: And whereas the said Jail within the Castle of Launceston aforesaid has been hitherto kept in Repair by and out of the Revenues of the Duke of Cornwall for the Time being, and His Majesty, being disposed to promote the Convenience and Security of His Subjects in the said County, hath been most graciously pleased to order a certain Sum of Money to be advanced and paid out of the aforesaid Revenues, to be applied as well for putting the said last-mentioned Jail into immediate Repair, as towards erecting the said intended new Jail; upon Condition, that the Duke of Cornwall for the Time being may be for ever freed and discharged, not only from all Contributions to the future Repairs of the said Jail within the Castle of Launceston aforesaid, but also from all Charges and Expences which may attend the erecting and finishing of the said intended new Jail, or the future Repairs thereof; which said Sum has been accordingly paid to and accepted by His Majesty's Justices of the Peace of and for the said County, in their General or Quarter Sessions assembled, upon the Conditions aforesaid: And whereas, besides the said present and intended Jails for Criminals, a Ward or Prison for the secure keeping of Debtors, and also a House of Correction for certain Offenders, are greatly wanted in the said County, there being at present no publick Building for either of those Purposes; and, as the same may be most conveniently united to the said intended Jail for Criminals, it has been proposed, that the intended Building within the Borough of Bodmin aforesaid shall consist as well of a Jail for Criminals, as of a Ward or Prison for Debtors, and a House of Correction; but forasmuch as the erecting, completing and finishing of the said intended Jail, Prison, and House of Correction, will necessarily require a considerable Sum of Money, beyond what has been already advanced by His Majesty's Order as aforesaid, and

and no Money can or may be raised or collected for that Purpose without the Aid and Authority of Parliament: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Piece or Parcel of Ground, situate, lying, and being within the Borough of Bodmin aforesaid, Part of the Possessions of the Mayor and Burgeses of the said Borough, and commonly called or known by the Name of Berrycoombe, otherwise Burcom, with the Appurtenances, shall, from and after the passing of this present Act, be settled upon and vested in, and the same is hereby thenceforth settled upon and vested in His Majesty's Justices of the Peace of and for the said County of Cornwall for the Time being.

A Piece of Ground within the Borough of Bodmin vested in the Justices of the County of Cornwall,

And be it further enacted, That it shall and may be lawful to and for the said Justices to cause to be built, erected, perfected, and finished, upon the said Piece or Parcel of Ground hereby vested in them as aforesaid, a strong, proper, and convenient Jail for the Confinement of Criminals, and also a Ward or Prison for the secure keeping of Debtors, and likewise a House of Correction for the confining of certain Offenders to be kept to hard Labour, or otherwise, as by Law they may be subject, together with proper Places for the Residence of the Jailor, Turnkey, and Master or Keeper of the House of Correction respectively; and also such other Buildings and Conveniences as shall, by the said Justices, to be assembled in their General or Quarter Sessions, or the major Part of them, be from Time to Time adjudged requisite or proper for rendering the said intended Jail, Prison, and House of Correction, more secure and commodious, and best calculated to answer the respective Purposes for which the same are to be erected.

who are to build a new Jail, etc. thereon.

And be it further enacted, That the said intended Jail, Prison, and House of Correction, when and as soon as the same shall respectively be built and finished, shall and are hereby declared to be a publick and common Jail, Prison, and House of Correction, for the said County;

Jail, etc. to be publick.

and that as well the said intended Jail, and the said other Jail within the Castle of Launceston aforesaid, as the said House of Correction, and the Buildings thereto respectively belonging, shall, from Time to Time, be maintained, supported, and repaired, by such Ways and Means, and in such Manner, as other Jails and Houses of Correction in this Kingdom are by Law directed to be supported and maintained, any Thing in this Act contained to the contrary thereof in anywise notwithstanding: And that the Sheriff of the said County for the Time being shall have the keeping of the said intended Jail and Prison, and shall have Power, when the same are respectively made fit for the Reception of Prisoners, to remove thither such or so many of the Criminals and Debtors then in his Custody, as he shall think necessary or proper; which Removal shall not be deemed or taken to be an Escape: And that the said intended House of Correction shall belong to and be under the Care and Management of the Justices of the said County for the Time being, to be by them applied to such Uses and Purposes as Houses of Correction in general are by Law applicable to.

Sheriff to have the keeping of the Jail and Prison,

and Justices of the House of Correction.

Debtors Prison to be maintained by the Sheriff.

And be it further enacted, That the said intended Ward or Prison for Debtors, with the Buildings thereto belonging, shall from Time to Time, and at all Times after the same shall be erected and completed as aforesaid, be maintained, supported, and kept in Repair, by and at the Expence of the Sheriff of the said County for the Time being; and that in case of any Default or Want of Repairs of the said Prison at the Time of the immediate Sheriff for the Time being deliberating over the Prisoners, then in his Custody, to his Successor, such Successor shall have and be intitled to his Remedy or Action at Law against his Predecessor, for Recovery of such Damages as shall be an adequate Satisfaction for such Want of Repairs, together with his full Costs of Suit.

Contracts for building the Jail, etc. confirmed.

And be it further enacted, That all such Contracts and Agreements as the said Justices have already entered into, or shall or may hereafter enter into, for the repairing

ing the said Jail in the said Castle of Launceston, and also for erecting, completing, and perfecting the said intended new Jail, Prison, House of Correction, and other Buildings, with any Person or Persons whomsoever, shall be, and the same are hereby ratified, confirmed, and established, to and for all Intents and Purposes whatsoever.

And whereas it will be necessary, when the said intended new Jail, Prison, and House of Correction, are finished and perfected, that a certain Stream of Water should be carried and conveyed thereto, from a Place, within the said Borough of Bodmin, called Fairwash, through, over, and along certain Lands and Grounds lying between that Place and the said Parcel of Ground called Berrycoombe otherwise Burcom, the Property of divers Persons, for the Purpose of supplying the said intended Jail, Prison, and House of Correction, with Water; and the Owners of the said Lands having agreed that the said Stream may be so conveyed over the same for that Purpose, on having a reasonable Satisfaction made to them for such Permission; be it therefore further enacted, That it shall and may be lawful to and for the said Justices, in their General or Quarter Sessions assembled, or the major Part of them, to contract and agree with the several Owners or Proprietors of, or other Persons interested in, the said Lands or Grounds through and over which the said Stream of Water is intended to be carried, from the said Place called Fairwash, to the said new Jail, Prison, and House of Correction, for supplying the same with Water as aforesaid, for the Purchase of so much and such Part of the said Lands as shall appear necessary to be taken and used for that Purpose, or for the Liberty or Permission of carrying such Stream of Water through and over the same: And that it shall and may be lawful to and for all and every or any Person or Persons, who are or shall or may be seised or possessed of, interested in, or intitled to, the said Lands and Grounds; and also for all Husbands, Guardians, and Trustees, Executors and Administrators, and all other Trustees, as well for themselves, as

Justices may contract for Land, for the Purpose of bringing Water to the Jail.

Guardians, Trustees, etc. empowered to sell.

If Parties can-
not agree,
Jury to settle
Recompence.

Witnesses may
be examined
on Oath.

for and on Behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunaticks, Idiots, Femes-cobert, or other Persons whomsoever, and to and for all Femes-cobert seised or interested in their own Right, and to and for all and every other Person and Persons whomsoever, seised, possessed, interested, or intitled, of, in, or to the said Lands and Grounds, or any Part thereof, under any Manner of Right or Title whatsoever, to enter into Contract with the said Justices, in their General or Quarter Sessions assembled, or the major Part of them, for the Sale of so much and such Part or Parts of the said Lands and Grounds as shall be thought necessary, or be required by them, for the conveying of the aforesaid Stream of Water to the said intended Jail, Prison, and House of Correction, through and over the said Lands and Grounds as aforesaid, or otherwise for the Liberty or Permission of conveying the said Stream through and over the same: And that in case the said Justices, and Owners of, or Persons interested in, the said Lands and Grounds, cannot agree upon a Sum to be paid for such Part thereof, or Liberty therein, as shall be necessary or be required for the Purposes aforesaid respectively, then the said Justices shall cause the Value thereof respectively to be inquired after and ascertained by a Jury of Twelve indifferent Men of the said County; and in order thereto, the said Justices, or the major Part of them, to be assembled in their General or Quarter Sessions, are hereby authorised and required, from Time to Time, as there shall be Occasion, to summon and call before such Jury, and examine upon Oath, all and every such Person or Persons as shall be thought necessary or proper to be examined concerning the Premises, (which Oath any Two or more of the said Justices are hereby impowered to administer;) and such Justices shall, by ordering a View or otherwise, use all lawful Ways and Means as well for their own, as for the said Jury's Information in the Premises; and after the said Jury shall have enquired after, and assessed such Value and Recompence, the said Justices shall thereupon adjudge the Sum or Sums of Money so assessed to be paid to the Parties according to the Verdict of the Jury;

Jury; which Verdict shall be final, binding, and conclusive to all Intents and Purposes whatsoever. And, for summoning and returning such Jury, the said Justices or the major Part of them, so to be assembled as aforesaid, is and are hereby impowered to issue their Warrant or Warrants to the Sheriff of the said County, commanding him to impanel, summon, and return, an indifferent Jury of Twenty-four Men of the said County, (not any of them being in the Commission of the Peace for the said County of Cornwall) to appear before the said Justices at such Time and Place as in such Warrant or Warrants shall be appointed; and the said Sheriff, or his Deputy, is hereby required to impanel, summon, and return such Jury accordingly; and out of the Persons so impanelled, summoned, and returned, or such of them as shall appear upon such Summons, the said Justices shall and are hereby impowered and required to swear or cause to be sworn Twelve Men, who shall be the Jury for the aforesaid Purpose; and in Default of a sufficient Number of Jurymen, the said Sheriff, or his Deputy, shall return other honest and indifferent Men of the said County, (not being in the Commission of the Peace for the said County) either of the Bystanders or such others as can speedily be procured to attend that Service, to the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of the said Jurymen when they come to be sworn, but shall not challenge the Array: And the said Justices shall have Power, from Time to Time, to impose any reasonable Fine or Fines on the said Sheriff, or his Deputy, or their, or either of their Bailiffs or Agents, making Default in the Premises; and on any of the Persons who shall be summoned and returned on such Jury, and shall not appear, or shall refuse to be sworn thereon, or, being so sworn, shall refuse to give, or not giving, their Verdict, or otherwise wilfully neglecting their Duty therein, contrary to the true Intent and Meaning of this Act; and on any Person who, being required to give Evidence before the said Jury, shall refuse or neglect to appear, or appearing, shall refuse to be sworn, examined,

Verdict of
Jury to be
final.
Manner of
summoning
the Jury, etc.

Jurors may
be challenged.

Justices may
fine Sheriff,
&c. making
Default.

or give Evidence: Which Fine or Fines shall not exceed the Sum of Ten Pounds upon any One Person for any One Offence, and shall be recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant or Warrants under the Hands and Seals of any Two or more of such Justices, and shall be applied towards the Purposes of this Act.

On Payment
of Purchase-
Money, Land,
&c. to be
vested in the
Justices.

And be it further enacted, That upon Payment of the Sum or Sums of Money which shall be agreed upon between the contracting Parties, as the Purchase or Consideration-money of so much and such Part or Parts of the aforesaid Lands and Grounds as shall be necessary, or be required to be taken and used for the Purpose aforesaid, or of such Liberty in, through, and over the same, as may be contracted for in Lieu thereof, or otherwise upon Payment of the Sum or Sums of Money which shall or may be settled and assessed by the said Jury as a sufficient Value, Recompence, and Satisfaction of or for such Land or Liberty respectively, as aforesaid, or upon Tender of such Sum or Sums respectively to the respective Persons intitled to receive the same under the Descriptions aforesaid or otherwise, or their respective Agents; or in case of Want of Opportunity to tender, or of Refusal to accept the same, that then upon leaving the same in the Hands of the Clerk of the Peace for the said County, for their respective Use, it shall and may be lawful to and for the said Justices, their Surveyors, Workmen, or Agents, to enter into and take Possession of so much and such Land as shall be found necessary or requisite for the Purpose aforesaid; and that the Quantity of Ground so wanted, or the Liberty or Permission of conveying the before-mentioned Stream of Water through and over the said Lands and Grounds respectively, if the same shall alone have been contracted for, shall be, and is hereby vested in the Justices of the said County for the Time being.

Justices to
make a Wa-
tercourse, etc.
from Fairways
to the intend-
ed Jail, etc.

And be it further enacted, That it shall and may be lawful to and for the said Justices, and they are hereby authorised and required, when and as soon as such Land shall be vested in them as aforesaid, to make such Cut, Channel,

Channel, or Watercourse, and also to erect, fix, place or set up, all such Works and other Things in, through, over and upon the said Land, as shall appear necessary, requisite, proper or convenient for carrying and conveying a Stream of Water from the aforesaid Place called Fairwash, to the said intended Jail, Prison, and House of Correction, for better supplying the same with Water, as aforesaid, without any Hindrance or Interruption of, from, or by any Person or Persons whomsoever; and also that it shall and may be lawful to and for the said Justices, their Surveyors, Workmen, or Agents, in like Manner, from Time to Time, as often as there shall be Occasion, to enter into and upon the aforesaid Lands and Grounds, or any Part or Parts thereof, for the Purpose of cleansing, scouring, repairing, or amending, the said Cut, Channel, Watercourse, Works, and other Things, or any of them, or any Part thereof.

And, for raising Money for the erecting, completing, and finishing of such intended Jail, Prison, House of Correction, and other Buildings as aforesaid, and for the several other Purposes intended by this Act, over and above the Sum so advanced by His Majesty's Order, as herein-before mentioned, be it enacted, That it shall and may be lawful to and for the said Justices, or the major Part of them, at their next General or Quarter Sessions to be held after the passing of this Act, or at any subsequent General or Quarter Sessions, to conclude and agree upon and assess such Sum or Sums of Money as they shall, from Time to Time, find necessary for the Purposes of this Act, but not exceeding in the Whole the Sum of Six thousand Pounds; and the same shall be rated and assessed in such and the same Manner, and according to such and the same Proportions, upon every Town, Parish, Hamlet, or Place, within the Limits of the said County, and upon the Boroughs, Towns-corporate, and all other Precincts and Liberties within the same; and shall be collected, received, levied and paid, and be accounted for, by the Persons making such Collections, in such Manner, and

Justices may raise 6,000*l.* for the Purposes of this Act.

How to be assessed.

by

by such Ways and Means, with Power of levying and enforcing the Collection and Payment thereof, and for punishing all Persons whose Duty it shall be to collect or account for the same, and shall make Default therein, as the County Rates have been usually, or can or may, by an Act made in the Twelfth Year of His late Majesty King George the Second, intituled, An Act for the more easy assessing, collecting, and levying of County Rates, or by any other Act or Acts of Parliament, be assessed, collected, received, levied, paid, and accounted for within the said County; and such Assessments, when received, shall be, from Time to Time, paid by the Treasurers or Vice-treasurer of the said County, to the said Justices so assembled as aforesaid, or to such Person or Persons as they, in their said General or Quarter Sessions assembled, or the major Part of them, shall, by their Order, appoint to receive the same; and that the Receipt of such Justices, or of the Person or Persons to be so appointed, shall be a full and sufficient Discharge to the said Treasurers and Vice-treasurer for the Payment of such Monies.

Rates to be
made.

And be it further enacted, That the several and respective Parish Officers, or other Persons, who shall pay or be liable to pay the Rates or Assessments which shall be made in pursuance and for the Purposes of this Act, upon any Parish, Town, Borough, Liberty, or Place, and also all such Parish Officers and Persons upon whom any such Rate or Assessment shall be levied, shall and may, from Time to Time, after Notice shall be given of the Amount of the Rate or Assessment upon such Town, Parish, or Place, either before or after the same shall have been actually paid by, or levied upon such Officers or Persons, rate and levy such Monies, by a separate and distinct Rate and Assessment, upon every such respective Town, Parish, Borough, Liberty, or Place, in such Manner and Proportion, and with such Powers for Recovery thereof, as any other County Rate can or may be assessed or levied.

Magistrates of
Boroughs, etc.
to make Assess-
ments therein.

And whereas there are several Boroughs, Towns-
corporate, Liberties, and other distinct Jurisdictions
within

within the said County, in which the Justices acting in the Commission of the Peace for the said County have no Power or Authority; be it therefore enacted, That the Mayors, Justices, or other Magistrates acting in and for such Boroughs, Towns-corporate, Liberties, and other distinct Jurisdictions, shall, and are hereby authorised and required to rate and assess a Sum or Sums of Money, in the same Proportion as the County in general shall be rated and assessed; and in like Manner, when collected and received, shall pay the same to the said Treasurer, who shall account for such Money to the said Justices, in the same Manner as for the Money received in and for the County at large; and that nothing in this Act contained shall be construed to give the Justices for the County any Power or Authority in the said Boroughs, Towns-corporate, Liberties, or other distinct Jurisdictions, which they had not before the passing of this Act.

And forasmuch as the Money to be raised by the Authority and for the Purposes of this Act may not be thought proper to be collected so speedily as the same may be wanted, since thereby some of the Persons, liable to answer the same, would be subject to Inconveniencies, be it therefore enacted, That the said Justices may, and they are hereby authorised, when assembled in their General or Quarter Sessions, from Time to Time, as it shall to them, or the major Part of them, seem necessary or expedient, to raise Money upon the best Terms the same can be procured at Interest, for the carrying this Act into Execution; and for that End to treat and agree with any Person or Persons for the Loan of any Sum or Sums of Money, which they shall find necessary to be raised and applied for that Purpose: And that it shall and may be lawful for the said Justices, in their said General or Quarter Sessions, or the major Part of them, by their Order to confirm and establish any such Agreement, so made as aforesaid; and thereupon such Agreement, so established by such Order, and a Copy thereof, without Stamps, under the Seal of the

Justices may
borrow Money;

which shall be
paid out of the
County Stock.

Court of Quarter Sessions, and signed by the Clerk of the Peace of the said County, shall be, and the same is hereby declared to be effectual for securing to the Person or Persons so advancing any Sum or Sums of Money, his, her, or their Executors, Administrators, or Assigns, such Sum and Sums, with such Interest as in and by any such Agreement shall be for that Purpose stipulated; and that the said Justices, in their said General or Quarter Sessions, or the major Part of them, shall, and they are hereby authorised and required, when and as any such principal Sum or Sums of Money, so advanced as aforesaid, shall, by the Terms of any such Agreement, become payable, by their Order to direct the same principal Sum or Sums of Money to be paid to the Person or Persons who shall be intitled to receive the same, together with such Interest as shall be then due thereupon, by the Treasurers or Vice-treasurer of the said County, out of the County Stock, which Stock is hereby declared at all Times to be subject and liable thereto, until full Payment and Satisfaction of the said principal Money and Interest.

Application of
the Money to
be raised, etc.

And be it further enacted, That all such Charges and Expences as shall have been sustained or expended in or about the procuring and obtaining of this Act, shall, in the first Place, be satisfied and paid by and out of such Money as shall be raised in pursuance thereof, and has been advanced by His Majesty's Order, for repairing the said Jail, in the said Castle of Launceston, and also towards erecting the said intended Jail as aforesaid; and that after Payment thereof, and of the Charges and Expences of erecting, completing, and finishing the said intended Jail, Prison, and House of Correction, and other Buildings, and all Debts incurred thereby, and also of all other Monies to be paid in pursuance and for the Purposes of this Act, the Residue or Surplus (if any) of the Money so to be raised and levied by virtue thereof, and already advanced by His Majesty's Order, as last aforesaid, shall, by Order of the said Justices, in their General or Quarter Sessions assembled,
be

be paid into the publick Stock of the said County, and shall be deemed and taken to be, and be paid and applied as Part of the common County Stock, to and for such Uses, and in such Manner, as the same Stock can or may be applied.

Provided always, and be it further enacted, That in case all the Charges and Expences of obtaining and passing this Act shall not be fully paid and satisfied within Six Calendar Months next after the passing thereof, the Treasurers or Vice-treasurer of the said County shall, and is and are hereby required, within One Month next after the Expiration of the said Six Months, to pay and discharge all such Charges and Expences, or so much thereof as shall be then remaining unsatisfied; and the said Justices shall and are hereby authorised and required to allow what they or he shall so pay in the Treasurers or Vice-treasurer's Accounts.

Treasurer to pay Expences of the Act, if not paid within Six Months.

And be it enacted, That some Time in the Month of October in every Year, a fair and just Account shall be made out of all the Money received and paid by virtue and in pursuance of this Act, and when, and to whom, and for what Purposes the same was paid, laid out, or expended; a Copy or Duplicate of which Account, signed by the said Justices, so assembled as aforesaid, or the major Part of them, shall be deposited with the Clerk of the Peace of the said County for the Time being, to be kept among the Records of the Sessions of the Peace; which Clerk shall, from Time to Time, permit any Person or Persons, rated or assessed under or by virtue of this Act, to inspect the same, at all reasonable Times, on Payment of Sixpence for each Inspection, and shall, upon Demand, forthwith give One or more Copy or Copies of the said Account, or any Part thereof, to every or any such Person, he or she paying for such Copy or Copies after the Rate of One Shilling for every Hundred Words, and so in Proportion for a less Number.

Accounts to be made out annually;

which may be inspected, etc.

Provided always, and be it further enacted, That, from and immediately after the passing of this Act, His

The Duke of Cornwall exempted from

Royal

contributing
towards the
building the
new Jail, or
repairing
thereof, etc.

Royal Highness the Duke of Cornwall, and his Successors, and his and their Revenues, Estates, and Possessions, shall be, and thenceforth for ever remain, freed, acquitted, exonerated, exempted, and discharged, of and from the Payment of all and every or any Sum and Sums of Money, for or on Account of the Repairs as well of the said Jail within the Castle of Launceston aforesaid, as of the said intended Jail for Criminals at Bodmin, and of and from all Claims and Demands on Account thereof; and that nothing in this Act contained shall extend, or be construed to extend, to charge or make liable any Honours, Manors, Lordships, Messuages, Lands, Tithes, Rents, or Hereditaments, situate, lying, and being, or arising in or within the said County of Cornwall, Part of the Possessions of the Duchy of Cornwall, with or to the Payment of any Money for or towards the Erection or Repairs of the said intended Jail; but that the same, and every Part thereof, shall henceforth for ever be and remain wholly exempt and discharged of and from the Payment thereof, and of and from all other Money which shall or may at any Time hereafter be raised, levied, contributed, or collected, for the building or Repairs of the said Two Jails respectively, or otherwise on Account thereof; (save and except all such Honours, Manors, Lordships, Messuages, Lands, Tithes, Rents, or Hereditaments, situate, lying, and being, or arising in or within the said County of Cornwall, Part of the Possessions of the said Duchy, as are or shall from Time to Time be held by any Person or Persons, as Tenants, by Copy of Court Roll, or by or under any Lease or Leases for Life or Lives, or any Term or Terms of Years, either absolute, or determinable upon the dropping of any Life or Lives; which same Honours, Manors, Lordships, Messuages, Lands, Tithes, Rents, and Hereditaments, during such Time and so long as they shall be so held, shall and may be rated and charged, by virtue and under the Powers of this Act, in the same Manner as any other Estates, Lands, or Hereditaments, in the same County, not being Part of such Possessions, can or may be rated or charged.)

but not his
Tenants by
Copy of Court
Roll, etc.

Provided

Provided also, and be it enacted, That nothing herein contained shall extend to diminish or affect the Right and Title of the Duke of Cornwall for the Time being to the said Castle of Launceston, or his Power or Authority in appointing the Officers thereof, or the Custody or Power over any Criminals or other Prisoners therein confined, or which may at any Time be committed to the said Castle; but that all such Rights, Powers, and Authorities shall remain in as full and ample a Manner to the said Duke of Cornwall for the Time being, his Officers and Servants, as if this Act had not been made; the repairing and keeping in Repair the Prison within the said Castle, in Manner hereby provided for, only excepted.

This Act not to affect the Rights of the Duke of Cornwall in and to the Castle of Launceston.

Provided always, and be it further enacted, That all or any Person or Persons who shall apprehend himself or themselves overcharged, or otherwise aggrieved by any Assessment or other Proceeding under or by virtue of this Act, may appeal to the Justices of the Peace for the said County, at their next General or Quarter Sessions after Demand of the Money assessed, or after such other Act done, who shall and may make such Order thereupon as to them, or the major Part of them then and there present, shall seem meet.

Persons aggrieved may appeal to the Quarter Sessions.

And be it further enacted, That every Action or Suit to be commenced against any Person or Persons for any Thing done in pursuance or by virtue of this Act, shall be brought and commenced within Six Calendar Months next after the Fact committed, and not afterwards, and shall be laid and brought in the County of Cornwall, and not elsewhere; and the Defendant or Defendants in such Action or Suit shall and may plead the General Issue, and give this Act, and the special Matter in Evidence, at any Trial to be had thereupon: And if the Plaintiff or Plaintiffs shall become nonsuit, or discontinue such Action or Suit, or if, upon Demurrer, Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and have such Remedy for the same

Limitation of Actions.

General Issue.

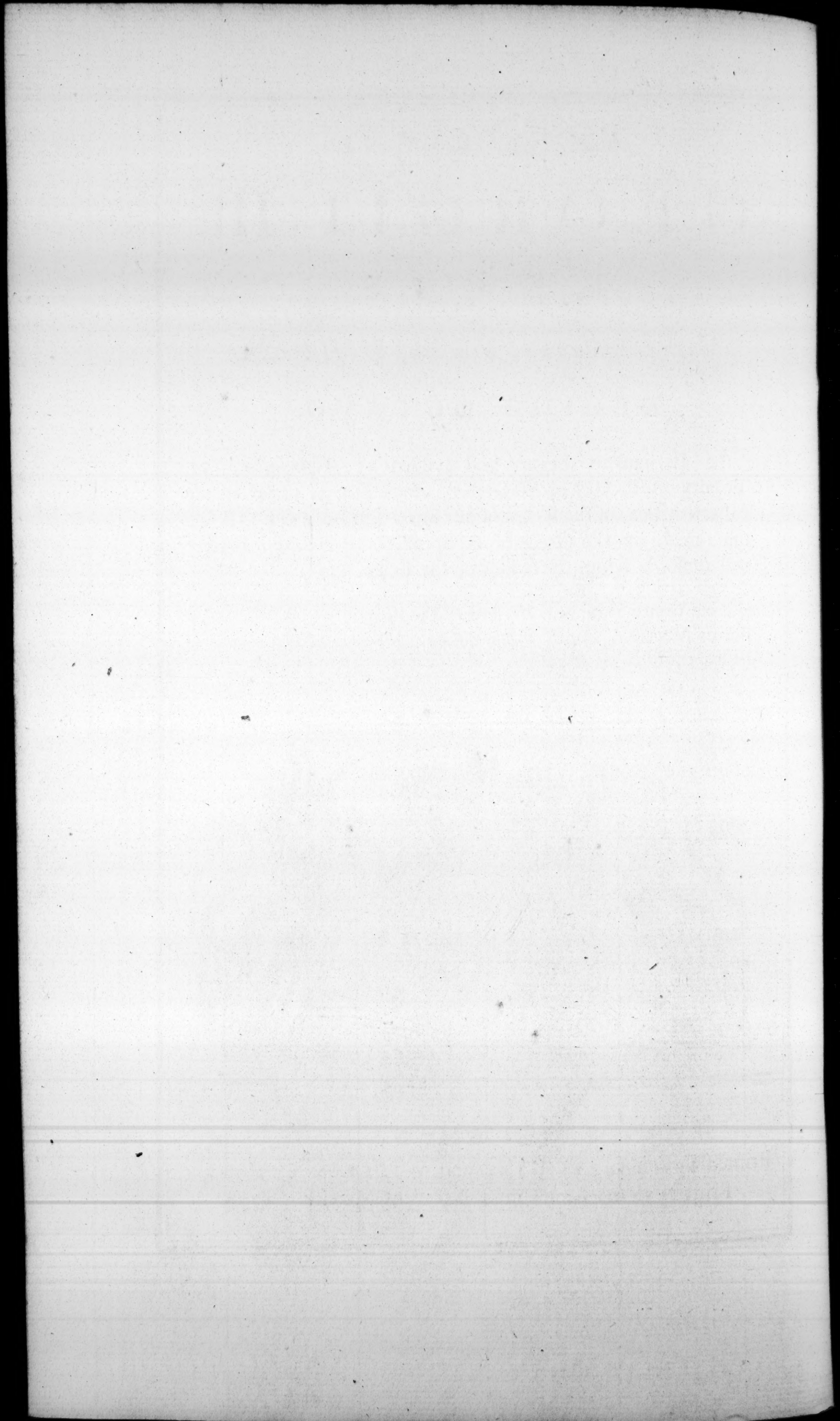
Treble Costs.

as any other Defendant or Defendants can or may have for Costs in any other Case by Law.

Publick Act.

And be it further enacted, That this Act shall be deemed and taken to be a publick Act; and all Judges, Justices, and other Persons, shall take Notice thereof as such without specially pleading the same.

F I N I S.



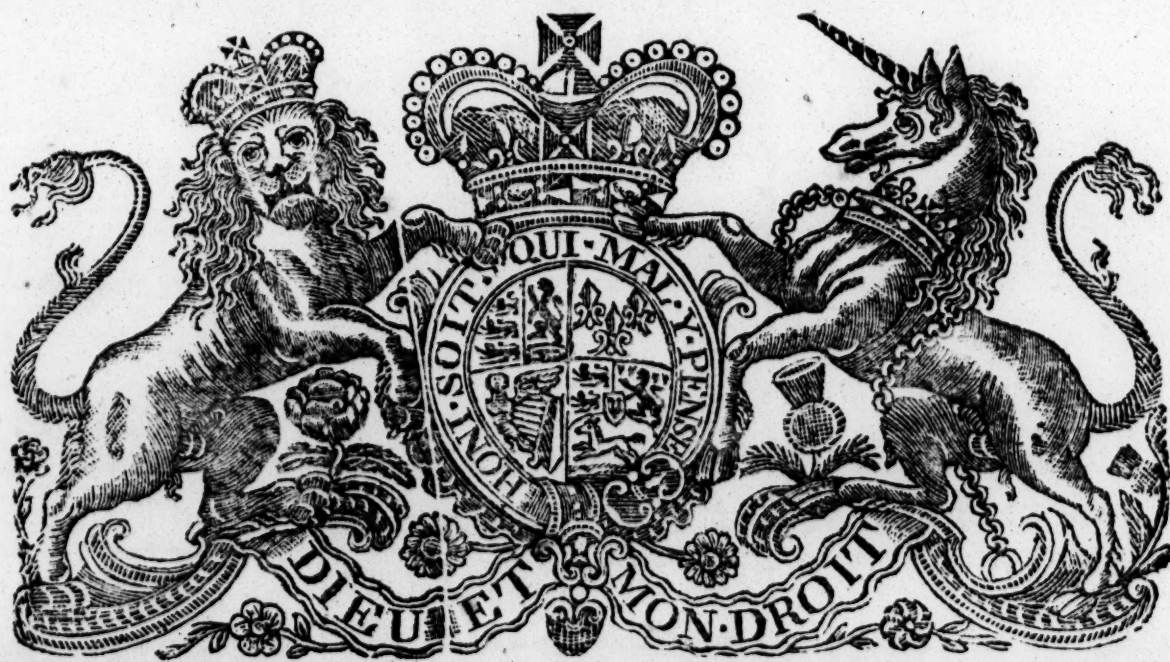
ANNO REGNI
GEORGI II III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

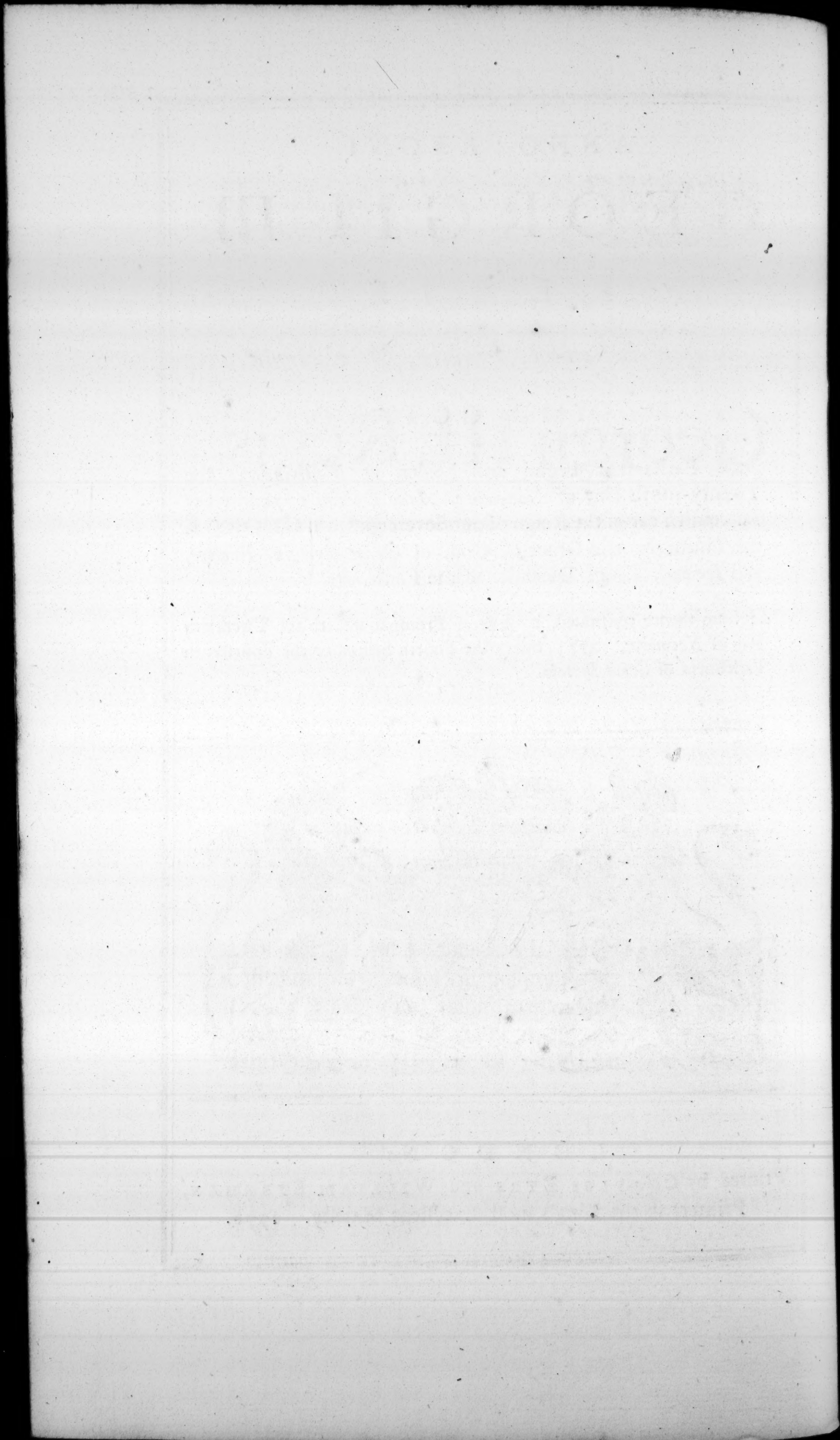
At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

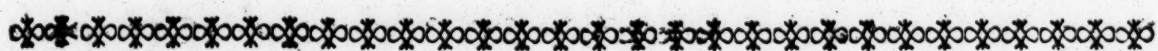
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.





ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XVIII.

An Act to explain an Act, passed in the Seventh Year of the Reign of His late Majesty King George the Second, intituled, *An Act for the more effectual preventing the forging the Acceptance of Bills of Exchange; or the Numbers or Principal Sums of accountable Receipts for Notes, Bills, or other Securities for Payment of Money; or Warrants or Orders for Payment of Money or Delivery of Goods.*



WHEREAS Doubts have arisen whether Preamble.
the Punishment inflicted by an Act of
Parliament, made and passed in the Se-
venth Year of the Reign of His late Ma-
jesty King George the Second, (intituled,
An Act for the more effectual preventing Act 7 Geo. II.
recited.
the forging the Acceptance of Bills of Exchange; or the
Numbers or Principal Sums of accountable Receipts for
Notes, Bills, or other Securities for Payment of Money; or
Warrants or Orders for Payment of Money or Delivery of
Goods), on Persons guilty of the several Species of
Forgery

Persons convicted of forging an Acceptance of Bills of Exchange, or Receipt for Payment of Money, *etc.* with Intent to defraud any Corporation, shall suffer Death as Felons.

Forgery therein mentioned, extends to such Forgeries when committed with an Intention to defraud any Corporation; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That if any Person, from and after the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, shall falsely make, alter, forge, or counterfeit, or cause or procure to be falsely made, altered, forged, or counterfeited, or willingly act or assist in the false making, altering, forging, or counterfeiting, any Acceptance of any Bill of Exchange, or the Number or Principal Sum of any accountable Receipt for any Note, Bill, or other Security for Payment of Money, or any Warrant or Order for Payment of Money or Delivery of Goods, with Intention to defraud any Corporation whatsoever; or shall utter or publish as true any false, altered, forged, or counterfeited Acceptance of any Bill of Exchange, or accountable Receipt for any Note, Bill, or other Security for Payment of Money, or Warrant or Order for Payment of Money or Delivery of Goods, with Intention to defraud any Corporation whatsoever, knowing the same to be false, altered, forged, or counterfeited; every such Person, being thereof lawfully convicted, shall be deemed guilty of Felony, and shall suffer Death as a Felon without Benefit of Clergy.

ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France*, and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

ANNO REGNI

GEORGE III.

REGIS

MAGNÆ BRITANNIÆ, FRÆNCIÆ & HIBERNIÆ

DECIMO. OCTAVO.

At the Parliament begun and holden at Westminster, the Twentieth
ninth Day of November, Anno Domini 1774, in the
Year of the Reign of our Sovereign Lord GEORGE III.
Third, by the Grace of God, of Great Britain, France, and
Ireland, King, Defender of the Faith, &c.
And from thence continued by several Proclamations to the Twentieth
Day of November, 1775, being the fourth Session of the
Parliament of Great Britain.



LONDON:

Printed by CHARLES FARR and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XIX.

An Act for the Payment of Costs to Parties, on Complaints determined before Justices of the Peace out of Sessions; for the Payment of the Charges of Constables in certain Cases; and for the more effectual Payment of Charges to Witnesses and Prosecutors of any Larceny, or other Felony.



WHEREAS, by the Laws now in being, Preamble.

His Majesty's Justices of the Peace are not sufficiently authorised, on Complaints that come before them out of Sessions, to award Costs against either the Person or Persons complaining, or the Person or Persons against whom any Complaint is made, as to Justice may appertain: May it please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons,

Justices, out
of Session,
impowered to
award Costs
on Determina-
tion of Com-
plaints
brought be-
fore them.

On Refusal of
Party to pay,
&c. the same
may be levied
by Distress.

Commons, in this present Parliament assembled, and by the Authority of the same, That where any Complaint shall be made before any of His Majesty's Justices of the Peace for any County, Riding, Division, City, Town Corporate, Franchise, or Liberty, and any Warrant or Summons shall issue in Consequence of such Complaint, that then it shall and may be lawful to and for any Justice or Justices of the Peace, who shall have heard and determined the Matter of the said Complaint, to award such Costs to be paid by either of the Parties, and in Manner and Form as to him or them shall seem fit, to the Party injured: And in case any Person, so ordered by the said Justice or Justices of the Peace to pay such Sums of Money as aforesaid, shall not forthwith pay down or give Security for the same to the Satisfaction of the Justice or Justices, it shall and may be lawful for the said Justice or Justices, by Warrant under his Hand and Seal or their Hands and Seals, to levy the said Sum or Sums by Distress and Sale of the Goods and Chattels of such Person so refusing or neglecting; and where Goods and Chattels of such Person cannot be found, to commit such Person to the House of Correction, for the County, Riding, Division, City, Town Corporate, Franchise, or Liberty, wherein such Person shall reside, there to be kept to hard Labour for any Time not exceeding One Month, nor less than Ten Days, or until such Sum or Sums of Money, together with the Expences attending the Commitment of such Person to such House of Correction, be first paid.

If the Penalty
on any Con-
viction shall
amount to 5*l*.
the Costs shall
be deducted
thereout, &c.

Provided nevertheless, That upon the Conviction of any Person or Persons upon any Penal Statute or Statutes, where the Penalty or Penalties shall amount to or exceed the Sum of Five Pounds, the said Costs shall be deducted by the said Justice or Justices, according to his or their Discretion, out of the said Penalty or Penalties, so that the said Deduction shall not exceed One Fifth Part of the said Penalty or Penalties; and the Remainder of the said Penalty or Penalties shall be paid to, or divided among, the Person or Persons who would have been entitled to the Whole of the

Penalty or Penalties in case this Act had not been made.

And be it further enacted by the Authority aforesaid, That the several Forms to this Act annexed shall and may in the respective Cases be used and observed.

The Forms annexed to this Act to be used.

And whereas Constables, Headboroughs, and Tithingmen, are or may be at great Charge in doing the Business of their Parish, Township, or Place, and in many Cases are not sufficiently indemnified by the Laws; be it therefore enacted by the Authority aforesaid, That every Constable, Headborough, or Tithingman, shall every Three Months, and within Fourteen Days after he shall go out of such Office, deliver to the Overseers of the Poor of the said Parish, Township, or Place, for the Time being, a just Account in Writing, fairly entered in a Book to be kept for that Purpose, and signed by him, of all Sums so by him expended on Account of the said Parish, Township, or Place, in all Cases not hitherto provided for by the Laws heretofore made, or by this Act, and also of all Sums received by him on the Account of the said Parish, Township, or Place; and the said Overseers of the Poor, or their Successors, shall, within the next Fourteen Days after the said Account or Accounts shall be so delivered, lay the same before the Inhabitants of the said Parish, Township, or Place; and in case the said Account or Accounts be approved of by the Majority of such Inhabitants, the Overseers of the Poor of the said Parish, Township, or Place, for the Time being, are hereby authorised and required to pay out of the Poor Rates, made or to be made, for such Parish, Township, or Place, such Sum or Sums of Money as shall appear to be due on the said Account or Accounts; but in case the said Account or Accounts, or any Part thereof, shall be disallowed, then the said Overseers of the Poor for the Time being shall then deliver back to the said Constable, Headborough, or Tithingman, such Book of Accounts; and it shall and may be lawful to and for the said Constable, Headborough, or Tithingman, then to produce the said Book before any One or more of His Majesty's Justices of the

Constables, &c. shall, every Three Months, deliver to the Overseers an Account of Money by them expended or received on Account of their respective Parishes.

If any such Account shall be disallowed, a Justice may settle the same.

Peace in and for the County, Riding, Division, City, Town Corporate, Franchise, or Liberty, wherein such Parish or Township shall be situate, giving reasonable Notice thereof to the Overseers of the Poor of the said Parish, Township, or Place, for the Time being; which said Justice or Justices is and are hereby authorised to examine the same, and to hear and determine any Objection or Objections that shall be made to the said Accounts, and to settle the Sum which to him or them shall appear due on the said Account, and to enter the same in the said Account, and to sign his or their Name or Names thereto; and the Overseers of the Poor of the said Parish, Township, or Place, for the Time being, are hereby authorised and required to pay the said Sum, out of the Money which shall come to their Hands by virtue of any Rate or Assessment made or to be made for the Relief of the Poor.

Appeal may
be made from
the Justice's
Determination,
etc. to
the Quarter
Sessions,

Provided nevertheless, That in case the Overseer or Overseers of the Poor of the said Parish, Township, or Place, for the Time being, shall find that the said Parish, Township, or Place, is aggrieved by any Neglect, Act, or Thing done, or omitted, by the said Constable, Headborough, or Tithingman, or by any of His Majesty's Justices of the Peace, or shall have any material Objection to such Account, or any Part thereof, or to such Determination as aforesaid, it shall and may be lawful for such Overseer or Overseers, in any of the Cases aforesaid, giving reasonable Notice to the said Justice, Constable, Headborough, or Tithingman, to appeal to the next General or Quarter Sessions of the Peace for the County, Riding, Division, City, Town Corporate, Franchise, or Liberty, where such Parish, Township, or Place lies; and the Justices of the Peace there assembled are hereby authorised and required to receive such Appeal, and to hear and finally determine the same; but if it shall appear to the said Justices, that reasonable Notice was not given, then they shall adjourn the said Appeal to the next Quarter Sessions, and then and there finally hear and determine the same; and the said Justices may award and order, to the Party
for

who may
award Costs.

for whom such Appeal shall be determined reasonable Costs, in the same Manner that they are impowered to do in Case of Appeals concerning the Settlement of poor Persons, by an Act made in the Eighth and Ninth Years of King William the Third, intituled, An Act for supplying some Defects in the Laws for the Relief of the Poor of this Kingdom.

Provided always, That in all Corporations or Liberties which have not four Justices of the Peace, it shall and may be lawful for the Overseer or Overseers of the Poor of the Parish, Township, or Place, for the Time being, where an Appeal is given by this Act, to appeal, if he or they shall think fit, to the next General or Quarter Sessions of the Peace for the County, Riding, or Division, wherein such Corporation or Liberty is situate.

Proviso relating to Corporations, etc.

And whereas, by an Act passed in the Twenty-fifth Year of His late Majesty King George the Second, intituled, An Act for the better preventing Thefts and Robberies, and for regulating Places of publick Entertainment, and punishing Persons keeping disorderly Houses; it was recited, That whereas many Persons are deterred from prosecuting Persons guilty of Felony, upon account of the Expence attending such Prosecutions, which is a Cause of the Encouragement of Thefts; and it was therein, among other Things, enacted, That it should and might be in the Power of the Court before whom any Person has been tried and convicted of any Grand or Petit Larceny, or other Felony, at the Prayer of the Prosecutor, and on Consideration of his Circumstances, to order the Treasurer of the County in which the Offence shall have been committed, to pay unto such Prosecutor such Sum of Money as to the said Court shall seem reasonable, not exceeding the Expences which it shall appear to the Court the Prosecutor was put unto in carrying on such Prosecution, making him a reasonable Allowance for his Time and Trouble therein; which Order the Clerk of Assize, or Clerk of the Peace, respectively, was thereby directed and required forthwith to make out, and deliver unto such Prosecutor, upon

Recital of an Act 25 Geo. II. for preventing Thefts and Robberies, etc.

and of an Act
27 Geo. II. for
allowing the
Expences of
poor Witnesses
in Cases of
Felony.

being paid for the same the Sum of One Shilling, and no more: And whereas, by an Act, passed in the Twenty-seventh Year of His late Majesty King George the Second, reciting, That the Expence, as well as Loss of Time, in attending Courts of Justice, is a Discouragement to the poorer Sort to appear as Witnesses against Offenders, who thereby escape the publick Justice, and the Punishment due to their Crimes; it was enacted, That when any poor Person shall appear on Recognizance in any Court, to give Evidence against another accused of any Grand or Petit Larceny, or other Felony, it should and might be in the Power of the Court, at the Prayer and on the Oath of such Person, and on Consideration of his Circumstances, in open Court to pay unto such Person such Sum of Money as to the said Court shall seem reasonable, for his Time, Trouble, and Expence; which Order the proper Officer of such Court is required to make out and deliver to such Person, upon being paid for the same the Sum of Sixpence, and no more: And whereas the said recited Acts of the Twenty-fifth and Twenty-seventh Years of his late Majesty King George the Second, have been a great Encouragement towards bringing Offenders to Justice, in all such Cases as are within the Purview of the said Statutes; but nevertheless it has been found by Experience, that the said herein-before recited Statute of the Twenty-seventh Year of His said late Majesty, with regard to Persons appearing on Recognizance in any Court to give Evidence as aforesaid, extends only to poor Persons, such Court also considering their Circumstances; and also does not extend to Persons appearing on Subpoena to give Evidence: And whereas the said Act of the Twenty-fifth Year of His said late Majesty, with regard to Prosecutors, directs the Court to consider the Circumstances of such Prosecutor, and also gives him Relief only where the Offender is convicted: And whereas it is just and reasonable, and may tend in future to the Prevention of Crimes, or to the due Prosecution of all Offenders against the Laws, that every Prosecutor to Conviction, and every Person so appearing on Recognizance

or Subpoena to give Evidence, should be allowed his reasonable Expences, and also, in case he be poor, a reasonable Satisfaction for his Trouble and Loss of Time; and that such Allowance should be made to Prosecutors as aforesaid, even though the Person so accused be acquitted, provided it shall appear to such Court, before whom the said Prisoner shall have been tried, that there was a reasonable Ground of Prosecution, and that the Prosecutor hath bona fide prosecuted; be it further enacted by the Authority aforesaid, That, from and after the passing of this Act, it shall and may be in the Power of the Court before whom any Person has been tried and convicted of any Grand or Petit Larceny, or other Felony, or before whom any Person has been tried and acquitted of any Grand or Petit Larceny, or other Felony, in case it shall appear to the said Court that there was a reasonable Ground of Prosecution, and that the said Prosecutor hath bona fide prosecuted, to order, upon Prayer of the said Prosecutor, the Treasurer of the County, Riding, or Division, in which the Offence shall have been committed, or shall have been supposed to have been committed, to pay unto such Prosecutor such Sum of Money as to the said Court shall seem reasonable, not exceeding the Expences which it shall appear to the Court the Prosecutor was bona fide put unto in carrying on such Prosecution, making, in case the said Prosecutor shall appear to the Court to be in poor Circumstances, a reasonable Allowance to such Prosecutor for Trouble and Loss of Time; which Order the Clerk of Assize, or Clerk of the Peace, respectively, is hereby directed and required forthwith to make out and deliver unto such Prosecutor, upon being paid for the same the Sum of One Shilling, and no more; and the Treasurer of the said County, Riding, or Division, is hereby authorized and required, upon Sight of such Order, forthwith to pay to such Prosecutor, or other Person authorized to receive the same, such Sum of Money as aforesaid, and shall be allowed the same in his Accounts.

The Court, before whom any Person is tried for Felony, may order the Treasurer of the County, etc. to pay the Prosecutor his Expences, and an Allowance for Loss of Time:

And Persons appearing in Court, on Recognizance or Subpoena, to give Evidence, shall in like Manner be allowed their Expences, etc.

And be it further enacted by the Authority aforesaid, That it shall and may be in the Power of the Court, where any Person shall appear, on Recognizance or Subpoena, to give Evidence as to any Grand or Petit Larceny or other Felony, whether any Bill of Indictment be preferred or not to any Grand Jury, provided the said Person shall, in the Opinion of the said Court, bona fide have attended the said Court in Obedience to such Recognizance or Subpoena, to order the Treasurer of the County, Riding, or Division, in which the Defence shall have been committed, or shall have been supposed to have been committed, to pay unto such Person such Sum of Money as to the said Court shall seem reasonable, not exceeding the Expences which it shall appear to the said Court the said Person was bona fide put unto by reason of the said Recognizance and Subpoena, making, in case the said Person shall appear to the Court to be in poor Circumstances, a reasonable Allowance to such Person for Trouble and Loss of Time; which Order the Clerk of Assize, or Clerk of the Peace, respectively, is hereby directed and required forthwith to make out and deliver to such Person, upon being paid for the same the Sum of Sixpence, and no more; and the Treasurer of the said County, Riding, or Division, is hereby authorised and required, upon Sight of such Order, forthwith to pay to such Person, or other Person authorised to receive the same, such Sum of Money as aforesaid, and shall be allowed the same in his Accounts.

The Quarter Sessions to make Regulations for allowing the before-mentioned Expences;

Provided nevertheless, and be it further enacted, That it shall and may be lawful for His Majesty's Justices of the Peace, in and for any County, Riding, Division, City, Town Corporate, Franchise, or Liberty, in Quarter Sessions assembled, to lay down or alter, from Time to Time, such Rules and Regulations, as to any Costs or Charges thereafter to be allowed to any Person whatsoever, by virtue of any Part of this Act, for the better carrying the Intent of any Part of this Act into Execution, and for the preventing any unnecessary Expence, as to them shall seem most just and reasonable; which

Rules

Rules and Regulations, having received the Approbation and Signature of One or more of His Majesty's Judges of Oyer and Terminer, or General Gaol Delivery, at the Assizes for the County wherein such Rules and Regulations shall have been made, shall be binding, and not otherwise, on all Persons whatsoever; and no Person whatsoever shall be allowed any greater Sum of Money, by virtue of this Act, than according to the said Rules and Regulations so approved of as aforesaid, any Thing herein contained to the contrary thereof in anywise notwithstanding.

which are to be approved of by One of the Judges at the Assizes, etc.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act; that then, and in every such Case, the Action or Suit shall be brought within Six Calendar Months next after the Fact committed; and the Defendant or Defendants in such Action or Suit may plead the General Issue, and give this Act and the Special Matter in Evidence, at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act: And if it shall appear so to have been done, the Jury shall find for the Defendant or Defendants; and if the Plaintiff shall be nonsuit, or discontinue his Action after the Defendant or Defendants shall have appeared, or if Judgement shall be given, upon any Verdict or Demurrer, against the Plaintiff, the Defendant and Defendants shall and may recover Treble Costs, and have the like Remedy for the same as the Defendant or Defendants hath or have in other Cases by Law.

Limitation of Actions.

General Issue.

Treble Costs.

I. Form of awarding Costs.

County or Bo-
rough, &c.
to wit.

I

and

One (or, We

being Two) of

His Majesty's Justices of the Peace in and
for the aforesaid, in pursuance of
an Act, made in the Eighteenth Year of His
Majesty King George the Third, intituled,
*An Act for the Payment of Costs to Parties,
on Complaints determined before Justices of the
Peace out of Sessions; for the Payment of the
Charges of Constables in certain Cases; and
for the more effectual Payment of Charges to
Witnesses and Prosecutors of any Larceny, or
other Felony; on the Complaint of*

*[here state the Names of the Parties, and the
Offence generally, and the Date]* against

for

which said

Complaint was heard and determined by

on the

Day of

do award the following Costs to be paid by

videlicet;

[here state the Costs.]

Given under

Hand and Seal (or

Hands and Seals) this

Day of

in the Year of our Lord

II. Form

hereby also commanded to certify unto
what you shall have done by virtue of this Warrant.

**Given under Hand and Seal (or Hands
and Seals) at the Day of
in the Year of our Lord**

III. Constable's Return thereon, for Want of Distress.

to wit. } I do hereby certify to
Constable of
Justice (or Justices) of the Peace of
that I have made diligent Search for, but do not
know, nor can find any Goods and Chattels of
by Distress and Sale whereof I
may levy the Sum pursuant to
Warrant for that Purpose, dated
the Day of

Given under my Hand, this Day
of in

IV. Commitment thereupon to the House of Correction.

to wit. } To the Constable of
and also to the Keeper of the House of Correction
at

WHEREAS, in pursuance of an Act, made in the Eighteenth Year of His Majesty King George the Third, intituled, *An Act for the Payment of Costs to Parties, on Complaints determined before Justices of the Peace out of Sessions;*

Sessions; for the Payment of the Charges of Constables in certain Cases; and for the more effectual Payment of Charges to Witnesses and Prosecutors of any Larceny, or other Felony;

of His Majesty's Justices of the Peace, in and for the said did issue

Warrant of Distress and Sale, directed to

of Constable of the said

of ordering the said

Constable to levy the said Sum of

of the Goods and Chattels of the said

in Manner and Form as therein is mentioned: And whereas

it appears to by the Return of

Constable of dated the

Day of that he hath made diligent Search, but doth not know of, nor can find any Goods and Chattels of the said by Distress and Sale

whereof the said Sum of may be levied,

puruant to the said Warrant: These are therefore to com-

mand you, the said Constable of to apprehend

the said and convey the said

to the said House of Correction at and to

deliver the said there to the said Keeper

of the said House of Correction: And these are also to

command you, the said Keeper of the said House of Cor-

rection, to receive the said into the

said House of Correction, and there to keep to hard Labour

for the Space of from the Date hereof, or

until such Sum of together with the

Expences attending the Commitment of the said

to the said House of Correction, be first

paid, or until the said be discharged by

due Course of Law.

Given under
Seals) at

Hand and Seal (or Hands and
the Day of

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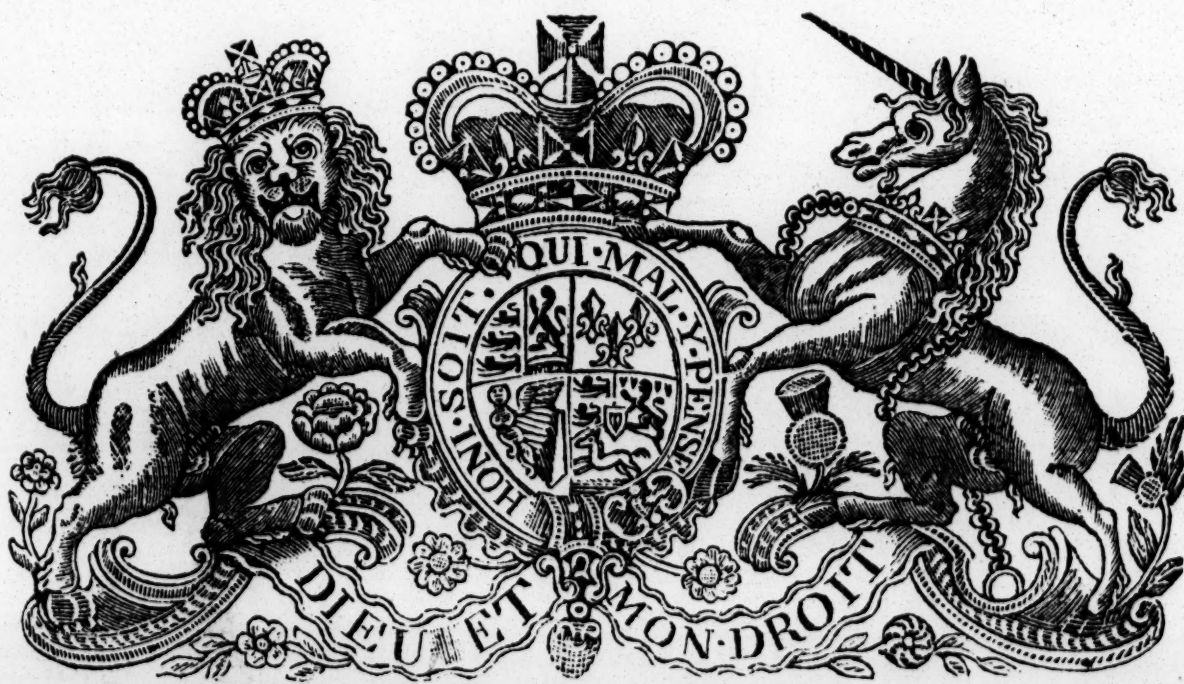
ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

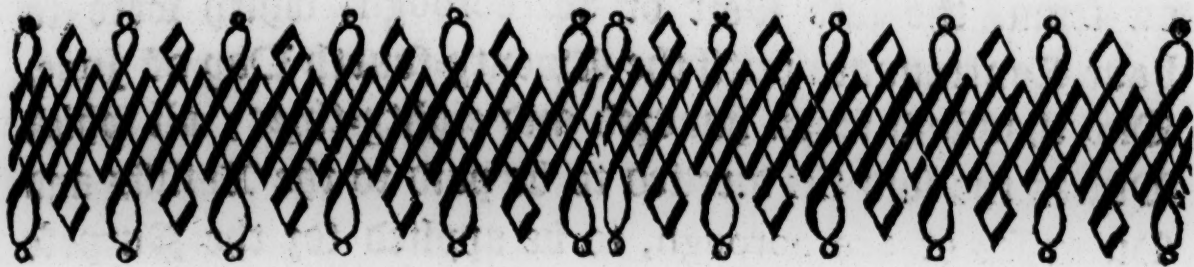
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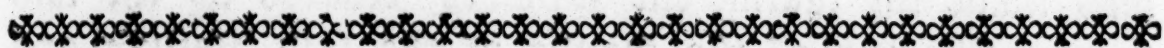
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ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XX.

An Act for further continuing the Duties granted by Three Acts, made in the Fifth and Twenty-fifth Years of his late Majesty King *George* the Second, and in the Third Year of His present Majesty's Reign, for enlarging the Pier and Harbour of *Scarborough*, in the County of *York*.



WHEREAS, by an Act, made in the Fifth Year of the Reign of his late Majesty King *George* the Second, intituled, An Act to enlarge the Pier and Harbour of *Scarborough*, in the County of *York*, there was given and granted a Duty of One Halfpenny for every Chaldron of Coals laden on Board any Vessel at or in the Port of Newcastle upon Tyne, or at Sunderland, or any other Port or Place reputed a Member of the said Port of Newcastle upon Tyne, to be payable until the Twenty-fourth Day of June, One thousand seven hundred and sixty-three; and also several other Duties, in the said Act mentioned, upon certain Goods,

Preamble;
reciting Acts
5. Geo. II.,

25 Geo. II.,

and 3 Geo. III.

Goods, Wares, and Merchandize, landed in, or shipped off from, the said Port of Scarborough, which were to have Continuance until the Twenty-fourth Day of June, One thousand seven hundred and eighty-three; all which Duties the said Act directed to be paid to the Bailiffs and Burgeses of Scarborough, to be applied for the Purpose of enlarging, extending, improving, and repairing the said Pier and Harbour; and to be collected, recovered, managed, and disposed of, by such Ways and Means, and under such Regulations, Directions, Restrictions, Penalties, and Provisoes, as are therein mentioned: And whereas, by an Act made in the Twenty-fifth Year of the Reign of his said late Majesty, to explain, amend, and make more effectual, the said former Act, Provision was made for taking the Powers, created by the said former Act, out of the Hands of the said Bailiffs and Burgeses, and vesting the same in Trustees named therein, and to be appointed in pursuance thereof; and several other Regulations were made for the Purpose of improving and better managing the said Harbour: And whereas, by an Act made in the Third Year of His present Majesty's Reign, for continuing the Duties, and enlarging the Powers granted by the said Two former Acts, it was enacted, That the aforesaid Duty upon Coals should be (save as therein-after mentioned) continued, from and after the Expiration thereof, for and during the further Term of Twenty Years; and that the said Duty should and might be collected, recovered, managed, and disposed of, by such Ways and Means, and under such Regulations, Directions, Restrictions, Penalties, and Provisoes, and with such Powers and Authorities, during the said extended Term, as the same was, might, or could be then done or performed by virtue of the said former Acts, or either of them; and certain further Regulations were thereby made for the Purpose of improving and better managing and keeping in Repair the said Harbour: And whereas, in consequence of the said Acts, the said Harbour hath been greatly improved; and, for enlarging and making the same extensively useful, a new Pier was some Years ago begun, and is now carrying on

on at a very large annual Expence, which, when finished, will render the said Harbour more safe and commodious than it now is, and will be of the greatest Advantage and Security to Trade, and of publick Utility: But forasmuch as the said new Pier cannot be completed, and the other Works done, which from Time to Time must become necessary to keep the said Harbour in sufficient Repair for the future, unless the said Duties be continued for a further Term of Years: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Duty on Coals (save as in the said last-recited Act is saved or mentioned) and also the said Duty upon Goods, Wares, and Merchandize, landed in, or shipped off from, the said Port of Scarborough, shall be, and the same are hereby declared to be continued, from and after the said Twenty-fourth Day of June, One thousand seven hundred and eighty-three, for and during the further Term of Twenty Years; and that so much and such Part of the aforesaid Three several recited Acts, and all and singular the Powers and Authorities thereby respectively given, and all and every the Clauses, Proviso's, Matters, and Things, therein respectively contained, as is or are now in Force, shall, for collecting, levying, recovering, managing, disposing of, securing, and accounting for, the Duties hereby granted or continued, and the Duties which may be in Arrear under the said former Acts, or any of them, and for the managing, enlarging, improving, and repairing, the said Pier and Harbour, and to that End for levying and recovering the Penalties and Forfeitures mentioned in the said recited Acts, or any of them, and for other the Purposes of this Act, be continued, and be in full Force during the said extended Term, as fully and effectually, to all Intents and Purposes whatsoever, as if the same were particularly and at large repeated and re-enacted in the Body of this present Act.

The Duties
granted by the
recited Acts
further continued for 20
Years.

The Bailiffs of
Scarborough
to be Commis-
sioners, and
the Quorum
enlarged.

And be it further enacted, That the Bailiffs for the Time being of the said Borough of Scarborough shall be, and are hereby declared to be, added to and joined with the Commissioners for putting the said former Acts and this Act in Execution, as fully, to all Intents and Purposes, as they could or might have done in case they had been appointed Commissioners by, or described in, and qualified according to, the Directions of the said Act of the Twenty-fifth Year of His late Majesty King George the Second; and that such Parts of the said several Acts as authorize any Five or more of the Commissioners to put the said Acts in Execution, shall be, and are hereby repealed; and that in future any Number of the said Commissioners, not being less than Seven of them, shall and may put the said Acts in Execution, in such and the same Manner as by the said Acts, or any of them, any Five or more Commissioners are empowered to do.

Accounts may
be produced
at either Mi-
chaelmas or
Christmas Ses-
sions.

And whereas by the said Act, passed in the Twenty-fifth Year of the Reign of King George the Second, it is directed, That all Accounts, stated and signed by the Commissioners at their publick Meetings, shall, at every Quarter Sessions to be holden for the North Riding of the County of York next after Christmas, be produced to His Majesty's Justices of the Peace then and there present, for their Inspection and Allowance: And whereas it sometimes happens, that, from the Inclemency of the Season, it is very inconvenient, and even dangerous, for the proper Officer to attend such Christmas Sessions with the said Accounts: Be it therefore further enacted, That the said Accounts shall and may be produced and allowed, either at the Michaelmas or Christmas Sessions, as shall be most convenient for the Treasurer or other proper Officer; any Thing in the said recited Act contained to the contrary thereof in anywise notwithstanding.

Expences of
this Act how
to be paid.

And be it further enacted, That the Charges and Expences in and about obtaining and passing this Act shall, as soon as the same can be conveniently done, be paid out of the Monies to arise by the said former Acts or this Act.

And be it further enacted by the Authority aforesaid, Publick Act.
That this Act shall be deemed, adjudged, and taken to be
a publick Act; and shall be judicially taken Notice of as
such by all Judges, Justices, and other Persons what-
soever, without specially pleading the same.

F I N I S.

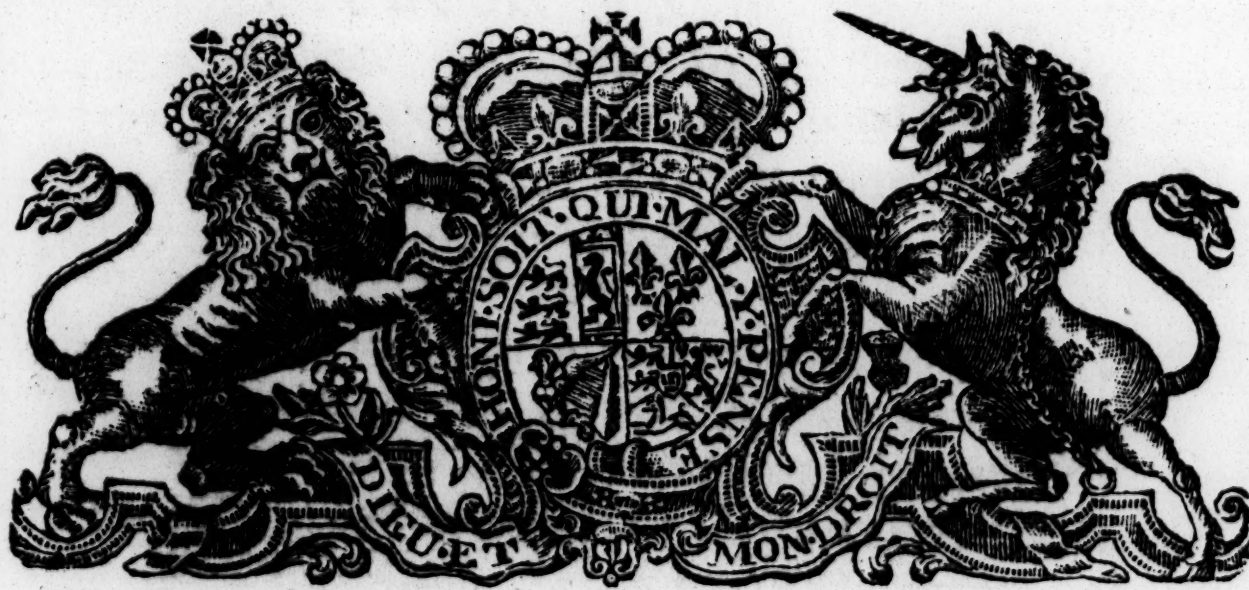
ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France*, and *Ireland*, King, Defender of the Faith, &c.

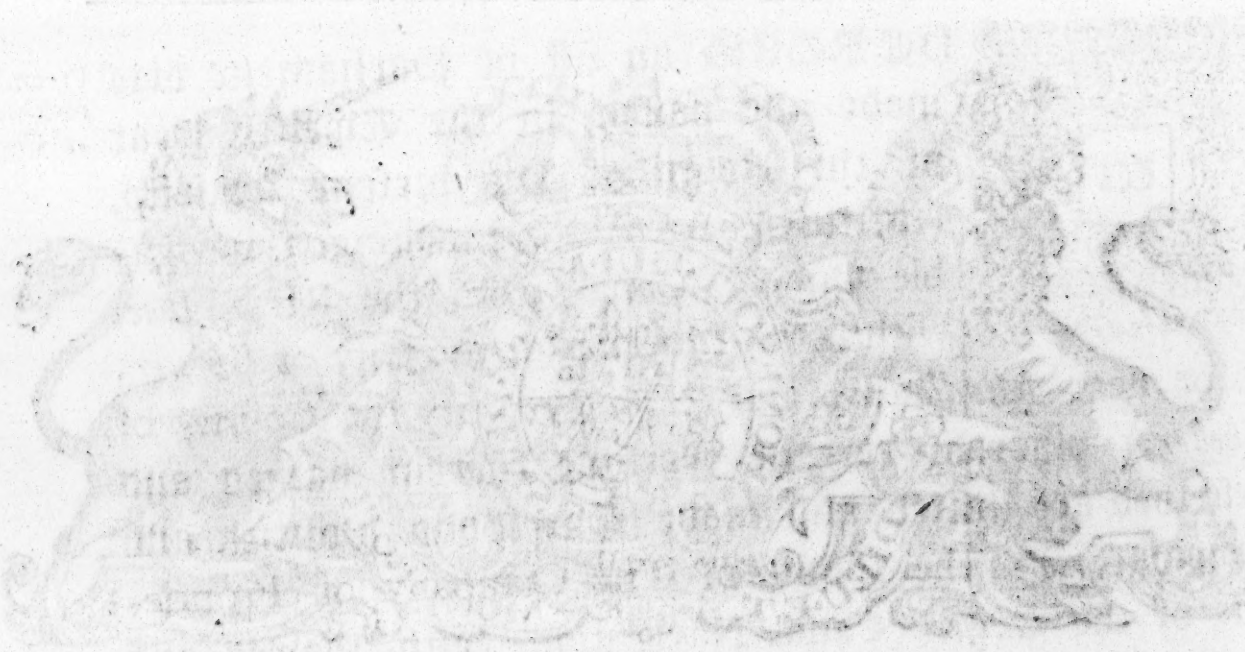
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L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
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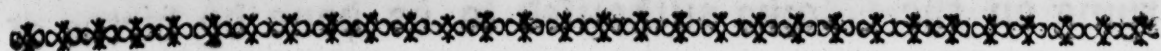
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Printed by GRAYSON, BARN and WILLIAM STANLEY
Proprietors to the Kingston Free Press, No. 10, Market Street.

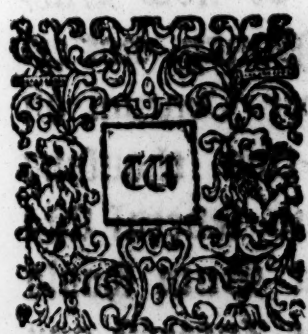
ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXI.

An Act for the more effectually carrying into Execution the Powers contained in Two several Acts of Parliament, the One made in the Twelfth Year of His present Majesty's Reign, *for making a navigable Cut or Canal from the River Dee, within the Liberties of the City of Chester, to or near Middlewich, and Nantwich, in the County of Chester*; and the other made in the Seventeenth Year of His said Majesty's Reign, for varying and enlarging the Powers of the said former Act.



WHEREAS an Act of Parliament was made and passed, in the Twelfth Year of the Reign of His present Majesty, (intituled, An Act for making a navigable Cut or Canal from the River *Dee*, within the Liberties of the City of *Chester*, to or near *Middlewich* and *Nantwich*, in the County of *Chester*;) whereby certain Persons therein named and described are united and made One Body Politick and Corporate, by the Name of The Company of Proprietors of the *Chester* Canal Navigation, with Power and Authority, at their own Costs and Charges, by the Ways and Means therein mentioned, to make, complete, and maintain the said intended Cut or Canal navigable and passable for Boats, Barges, and other Vessels, and also to make, erect, and maintain such other Works as are therein mentioned for the Benefit of the said Navigation: And whereas the said Company of Proprietors, by virtue and in pursuance of the Powers contained in the said Act, raised and contributed amongst themselves the Sum of Forty-two thousand Pounds, and borrowed the

Preamble,
reciting Acts
12 Geo. III.

and 17 Geo. III.

Sum of Twenty thousand Pounds on the Credit of the said Navigation, (being the full Extent of the Monies by the said Act authorised to be raised and borrowed,) and the said several Sums of Forty-two thousand Pounds and Twenty thousand Pounds, so subscribed and borrowed, have been laid out and expended in carrying on the Works authorised to be done by virtue of the said Act, except the Sum of One hundred Pounds, or thereabouts, and great Progress hath been made in the said Undertaking: And whereas it being found that the Monies so raised and borrowed were not sufficient to complete the said Navigation and Undertaking, an Act of Parliament was made and passed in the Seventeenth Year of His present Majesty's Reign, (intituled, An Act for varying and enlarging the Powers of an Act, made in the Twelfth Year of the Reign of His present Majesty, *for making a Navigable Cut or Canal from the River Dee, within the Liberties of the City of Chester, to or near Middlewich and Nantwich, in the County of Chester,*) wherein and whereby the said Company of Proprietors were impowered (amongst other Things) to raise by Subscription amongst themselves, or by the Admission of new Subscribers, any further Sum or Sums of Money, not exceeding in the Whole Sixty Pounds per Centum on their original Capital Stock of Forty-two thousand Pounds, to be laid out in carrying the said several Acts into Execution, with Power, in case that Sum should not be sufficient, to borrow and take up at Interest any further Sum, not exceeding Thirty thousand Pounds, on the Credit of the Navigation by the said several Acts authorised to be made; in which last-mentioned Act there is a proviso, whereby it was and is enacted and declared, That no Person or Body Corporate should at any Time be compelled or obliged to pay any of the Money which he or they should subscribe in pursuance of the same Act, unless the full Sum of Twenty thousand Pounds should be subscribed, for the Purposes therein mentioned, within Six Months next after the passing of the said Act: And whereas, soon after the passing of the said last-mentioned Act, several of the Proprietors of the said Navigation agreed to subscribe Sixty Pounds per Centum upon their original Capital Stock, but no new Subscribers offered.

offered, and the Monies so agreed to be subscribed falling short of the Twenty thousand Pounds, by the last-mentioned Act required to be raised within Six Months from the passing thereof, which are now expired, it is conceived that the Payment of the Monies so subscribed cannot be enforced, and, if enforced, the same would not be sufficient to complete the said Navigation and Undertaking; and forasmuch as the said Company of Proprietors are not enabled, by virtue of and under the Powers contained in the said recited Acts, to raise such a Sum of Money as is necessary to complete the said Navigation, and unless such Powers are granted the great Sum of Money already expended will be almost intirely lost, to the great Injury of the said Company of Proprietors, and the several Persons who have advanced Money upon the Credit of the said Navigation, and moreover the Publick will be deprived of the Advantages and publick Utility that will arise by carrying the said several Acts into Execution; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the passing of this Act, in lieu and instead of the Monies in and by the last recited Act authorised to be raised and borrowed, which it is hereby directed shall not be raised or borrowed, it shall and may be lawful to and for the said Company of Proprietors in General Assembly, or the Committee thereof for the Time being, and they are hereby authorised and impowered from Time to Time, as they shall see Cause, to make such Call or Calls of Money from all and every the Proprietors of the said Navigation, as the said Company of Proprietors or Committee shall from Time to Time find wanting and necessary for the carrying on and completing the said Navigation, not exceeding in the Whole the Sum of Eighty Pounds per Centum on their said original Stock of Forty-two thousand Pounds, which Money so called for shall be paid to such Person or Persons, and in such Manner, as the said General Assembly, or any Committee thereof, shall from Time to Time appoint

Instead of the Monies authorised to be borrowed, etc. by the last recited Act, the Company may raise 80*l.* per Cent. upon their original Subscription.

Directions for
making the
Calls for
Money.

and direct, for the Use of the said Undertaking, so that no Call do exceed Ten Pounds for every One hundred Pounds, and so as no Call to that Amount be made but at the Distance of Three Calendar Months at the least from each other; and of which Call or Calls there shall be given such or the like Notice as is mentioned and prescribed in the first recited Act, touching the Calls of Money thereby authorised to be made; and that all Executors, Administrators, Guardians, Trustees, and Mortgagees, shall be indemnified in paying, and are hereby impowered to pay their respective Proportions of the Money to be called for as aforesaid unto the Person or Persons who for the Time being shall be authorised to receive the same.

The Company
of Proprietors
in General
Assembly, or
Committee
thereof, may
sell the Shares
of any Pro-
prietor who
shall neglect
to pay his
Calls for
Three
Months.

And be it further enacted by the Authority aforesaid, That if any Proprietor or Proprietors of the said Navigation, or his or their respective Heirs, Executors, Devises, or Assigns, who have or hath been, or shall or may be, required to pay in Money upon any Call or Calls made or to be made pursuant to this or the said recited Acts, shall refuse or neglect to pay his, her, or their Share of the Money so called for to the Person or Persons, and at the Time or Times appointed for that Purpose, it shall and may be lawful to and for the said Company of Proprietors not only to stop the Share, Dividends, and Profits which shall from Time to Time become payable by or from the said Company to such Proprietor or Proprietors so neglecting or refusing, and apply the same from Time to Time for or towards Payment of the Money so called for, and which ought to have been paid by such Proprietor or Proprietors so neglecting or refusing, until the same shall be satisfied, but also to stop the Transfer or Assignment of the Share or Shares of every such Defaulter or Defaulters, with Interest after the Rate of Five Pounds per Centum per Annum for the Money so by him, her, or them omitted to be paid, from the Time the same was appointed to be paid until the Payment thereof; and that the Share and Shares of such Defaulter and Defaulters shall be liable to answer and make good the said Monies so appointed to be paid and the Interest thereof as aforesaid; and in case the same Principal and Interest shall

be

be unpaid by the Space of Three Months next after such Call or Calls as aforesaid shall be made, then it shall and may be lawful to and for the said Company of Proprietors in General Assembly, or the Committee thereof, and they or either of them are and is hereby impowered to authorise the Clerk for the Time being to the said Company of Proprietors, by any Order or Orders for that Purpose, to sell by publick Auction to the best Bidder, at the Canal Office in Chester, at such Time as shall be appointed (of which Sale One Calendar Month's Notice at least shall be given, by publishing the same in the London Gazette, and in all the Chester Newspapers, so long as the same shall be published), and to assign the Share or Shares of such Defaulter or Defaulters unto the Purchaser or Purchasers thereof, and to receive the Money which shall be agreed to be paid or given for the same, and thereout to pay such Principal Money and Interest, and all reasonable Costs and Charges attending such Sale and Assignment, and to render the Overplus thereof (if any be) to such Defaulter or Defaulters respectively.

And be it further enacted by the Authority aforesaid, That if the Monies herein-before authorised to be raised shall be found insufficient for the completing the said navigable Cut or Canal, and other the Works by the said recited Acts authorised to be made, and all necessary Charges and Expences relating thereto, then and in such Case it shall and may be lawful to and for the said Company of Proprietors, or any Committee for the Time being, to be appointed by the said first recited Act, or any Five or more of such Committee, at any of their Meetings assembled for that Purpose, to borrow at legal or less Interest any Sum or Sums of Money, not exceeding in the Whole the Sum of Ten thousand Pounds, from such Person or Persons as shall be willing to advance the same, and to make such Mortgage or Mortgages for securing the Payment thereof in such Manner and Form, and under and subject to such Rules, Orders, Regulations, Limitations, and Restrictions, as in and by the said last recited Act is mentioned, expressed, and declared, touching the Sum of Thirty thousand Pounds thereby authorised to be borrowed.

Company im-
powered to
borrow
10,000 l.

and to mort-
gage the
Tolls.

Provided

Clause for
exempting
Lord Killmo-
rey's Lands,
etc.

Provided always, and be it further enacted, That nothing contained in this or either of the said recited Acts shall extend, or be deemed or construed to extend, to authorise the said Company of Proprietors, or any Person or Persons employed by them, to execute any of the Powers or Authorities given by any of the said Acts in or upon any of the Lands or Tenements of the Right Honourable John Lord Viscount Killmorey of the Kingdom of Ireland, situate, lying, and being in the said County of Chester, or to take, divert, or use, any River, Brook, or Stream of Water which runs or flows to any Mill or Mills belonging to the said Lord Killmorey.

Neither this
nor the for-
mer Acts to
affect the A-
greement with
the River Dee
Company.

And be it further enacted by the Authority aforesaid, That nothing in the said Two recited Acts, or in either of them, or in this Act contained shall extend, or be deemed or construed to extend, to hinder or prevent the Company of Proprietors of the Undertaking for recovering and preserving the Navigation of the River Dee, or any Person or Persons whatsoever, from the Exercise of any Right, Power, or Privilege, given or reserved to them in and by a certain Agreement made between the said Company and the Company of Proprietors of the Chester Canal Navigation, bearing Date the Thirtieth Day of August, One thousand seven hundred and seventy-six; any Thing in the said Two recited Acts and in this Act, or in either of them, contained to the contrary thereof in anywise notwithstanding.

Where the
Meetings of
the General
Assemblies
shall be held.

Provided always, and be it further enacted and declared by the Authority aforesaid, That the General Assemblies or Meetings of the Proprietors of the said Navigation, by the first recited Act directed to be held upon the first Friday in October and the first Friday in April yearly, shall be alternately held at the City of Chester, and at some convenient Place within the Market Town of Torporley, in the said County of Chester; to wit, at Chester in April, and at Torporley in October; any Thing in either of the said recited Acts to the contrary hereof in anywise notwithstanding.

Publick Act.

And be it further enacted by the Authority aforesaid, That this Act shall be deemed and taken to be a publick Act; and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

F I N I S.

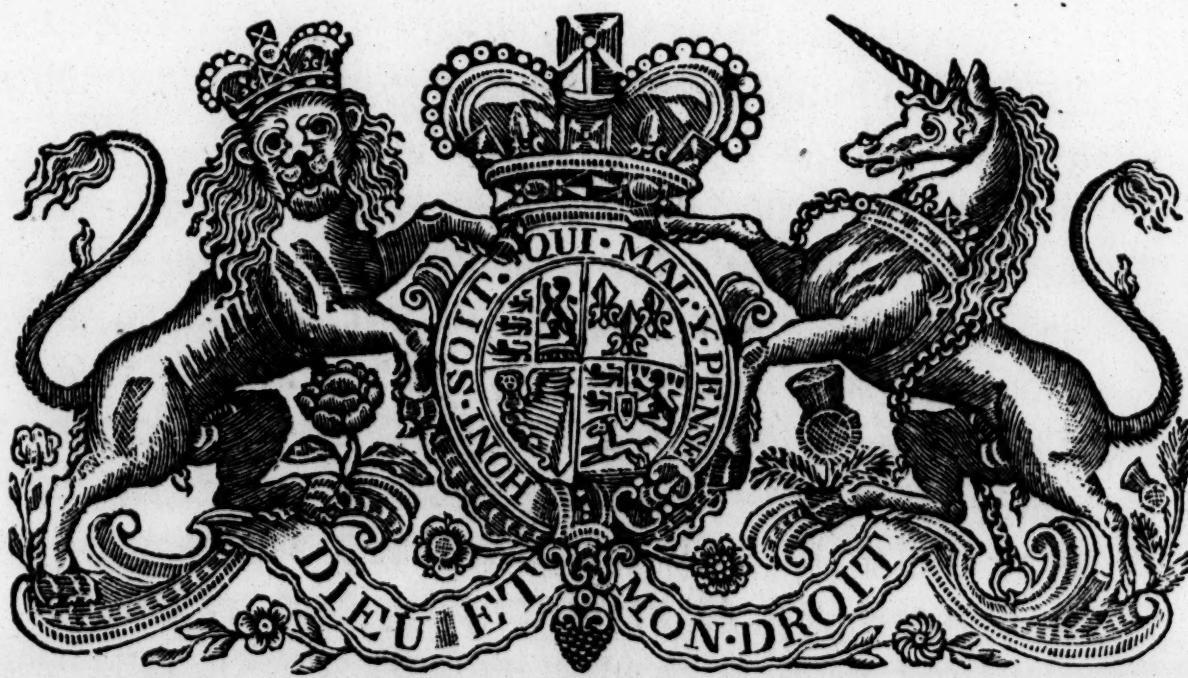
ANNO REGNI
GEORGI II III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

ANNO REGNI

GEORGE III.

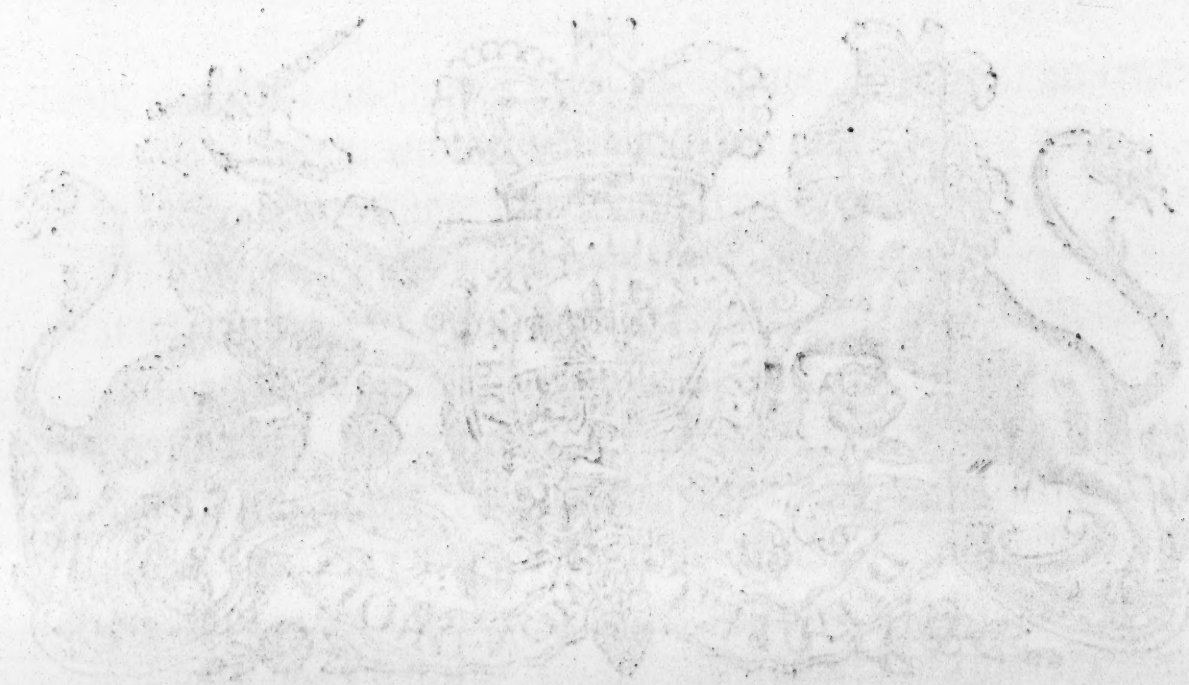
REGIS

MAGNE BRITANNIE, FRANCIÆ, & HOLLANDIÆ

DECIMO OCTAVO.

At the Parliament begun and holden at Westminster the
Twenty-ninth Day of November, Next before us, the
Present Year of the Reign of our Sovereign Lord GEORGE the Third,
by the Grace of God, of Great Britain, France,
and Ireland, King, Defender of the Faith, &c.

And from thence continued by several Proclamations to the Present
Year, the Fourth Session of the Parliament
of Great Britain.



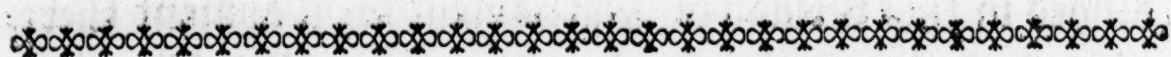
LONDON:

Printed by CHARLES EYRE and WILLIAM STURTEVANT,
Printers to the King and Ancient Majesty, 1783.



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXII.

An Act for raising a certain Sum of Money
by way of Annuities, and for establishing a
Lottery.

Most Gracious Sovereign;



WE, Your Majesty's most dutiful and loyal Preamble.
Subjects, the Commons of Great Britain,
in Parliament assembled, being desirous
to raise the necessary Supplies, which we
have chearfully granted to Your Majesty
in this Session of Parliament, have re-

solved, that the Sum of Six millions be raised by 6,000,000/.
Annuities, and the further Sum of Four hundred and to be raised by
eighty thousand Pounds be raised by a Lottery, in Man- Annuities,
ner herein-after mentioned; and do therefore most hum- and 480,000/.
bly beseech Your Majesty that it may be enacted; and by a Lottery.
be it enacted by the King's most Excellent Majesty, by
and with the Advice and Consent of the Lords Spiritual
and Temporal, and Commons, in this present Parlia-
ment assembled, and by the Authority of the same, That
every Contributor, towards raising the said Sum of Six
millions, shall, for every One hundred Pounds contri-
buted

Contributors
to the Sum of
6,000,000/.
to be intitled
to certain An-
nuities;

which shall be charged upon a Fund to be established this Session, and collaterally upon the Sinking Fund.

Contributors may have the Annuity of 2*l.* 10*s.* per Cent. for Life, instead of for 30 Years,

upon producing a proper Certificate to the Auditor of the Exchequer before Dec. 22, 1778.

buted and paid, be intitled to an Annuity of Three Pounds, redeemable by Parliament, to commence from the Fifth Day of January, One thousand seven hundred and seventy-eight; and shall also be intitled, in respect of every such One hundred Pounds so contributed, to a further Annuity of Two Pounds and Ten Shillings, to continue for a certain Term of Thirty Years from the said Fifth Day of January, One thousand seven hundred and seventy-eight, and then to cease; and that the said Annuities of Three Pounds, and of Two Pounds and Ten Shillings, in respect of each One hundred Pounds so to be contributed as aforesaid, shall be charged and chargeable upon, and payable out of, a Fund to be established in this Session of Parliament for Payment thereof, and for which the Fund, commonly called The Sinking Fund, shall be a collateral Security, and shall be payable and transferrable at the Bank of England, and shall be paid half-yearly, on the Fifth Day of July, and the Fifth Day of January, in every Year.

And be it further enacted, That every Contributor, or his or her Representative, who shall chuse to have and receive an Annuity for Life, instead of the said Annuity of Two Pounds and Ten Shillings per Centum per Annum to continue for the Term of Thirty Years, as aforesaid, shall, upon completing the Whole of his or her Contribution-money, and signifying such his or her Intention to the Chief Cashier of the Governor and Company of the Bank of England, have a Certificate signed by the said Cashier expressing the Sum so paid by such Contributor, or his or her Representative, and the Annuity, after the Rate of Two Pounds and Ten Shillings per Centum per Annum, to which such Person is intitled in respect of the same; and shall, upon producing such Certificate to the Auditor of the Receipt of His Majesty's Exchequer, at any Time on or before the Twenty-second Day of December, One thousand seven hundred and seventy-eight, have and be intitled to a like Annuity after the Rate of Two Pounds and Ten Shillings per Centum per Annum, to be paid at the Receipt of His Majesty's Exchequer, to commence from the Fifth Day of

January, One thousand seven hundred and seventy-eight, and to be paid and payable half-yearly, on the Fifth Day of July, and the Fifth Day of January, in every Year, during the Life of such Nominee as he or she shall appoint at the Time of delivering such Certificate to the said Auditor of the Receipt of His Majesty's Exchequer, out of the said Fund to be established in this Session of Parliament, for which the said Fund, commonly called The Sinking Fund, shall be a collateral Security.

And be it further enacted, That every such Contributor shall, for every Five hundred Pounds contributed towards raising the said Sum of Six millions, be intitled to Four Tickets in a Lottery, to consist of Forty-eight thousand Tickets, amounting to Four hundred and eighty thousand Pounds, upon Payment of the further Sum of Ten Pounds for each Ticket; the said Four hundred and eighty thousand Pounds to be distributed into Prizes for the Benefit of the Proprietors of the Fortunate Tickets in the said Lottery, which shall be paid in Money at the Bank of England, to such Proprietors, upon Demand, as soon after the First Day of March, One thousand seven hundred and seventy-nine, as Certificates can be prepared, without any Deduction whatsoever.

Every Contributor of 500 *l.* shall, upon Payment of 40 *l.* more, be intitled to Four Lottery Tickets.

And whereas, pursuant to, and upon the Terms and Conditions expressed in, the said Resolution, several Persons have, in Books opened at the Bank of England for that Purpose, subscribed together the Whole of the said Sum of Six millions, to be raised by Annuities; and the Whole of the said Sum of Four hundred and eighty thousand Pounds, to be raised by a Lottery; and made Deposits of Ten Pounds per Centum, on the respective Sums by them so subscribed to the said Sum of Six millions, to be raised by Annuities, and of Fifteen Pounds per Centum, on the respective Sums by them so subscribed to the said Sum of Four hundred and eighty thousand Pounds, to be raised by a Lottery, with the Cashiers of the Governor and Company of the Bank of England; be it therefore enacted, That it shall and may be lawful to and for such Contributors, who

Preamble; reciting that Books have been opened at the Bank, and Deposits made, pursuant to a Resolution of the House of Commons.

All Persons who have made Deposits, pursuant

to the afore-
said Resolu-
tion, are re-
quired to pay
the Remainder
of their Sub-
scriptions at
certain Times
specified.

have made such Deposits with the Cashier or Cashiers of the Governour and Company of the Bank of England, (which Cashier or Cashiers is and are hereby appointed the Receiver and Receivers of such Contributions, without any other Warrant to be had in that Behalf) to advance and pay, unto the said Cashier or Cashiers of the said Governour and Company of the Bank of England, the several Remainders of the Sums by them respectively subscribed towards the said Sum of Six millions, at or before the respective Days and Times, and in the Proportions, herein-after limited and appointed in that Behalf; (that is to say), the further Sum of Ten Pounds per Centum, on or before the Fourteenth Day of April, One thousand seven hundred and seventy-eight; the further Sum of Fifteen Pounds per Centum, on or before the Nineteenth Day of May then next following; the further Sum of Ten Pounds per Centum, on or before the Twenty-third Day of June then next following; the further Sum of Fifteen Pounds per Centum, on or before the Fourth Day of August then next following; the further Sum of Ten Pounds per Centum, on or before the Fifteenth Day of September then next following; the further Sum of Ten Pounds per Centum, on or before the Twenty-third Day of October then next following; the further Sum of Ten Pounds per Centum, on or before the Twentieth Day of November then next following; and the remaining Sum of Ten Pounds per Centum, on or before the Eighteenth Day of December then next following: And in respect of the Sum of Four hundred and eighty thousand Pounds, to be raised by a Lottery, the further Sum of Twenty Pounds per Centum, on or before the Twenty-eighth Day of April, One thousand seven hundred and seventy-eight; the further Sum of Twenty Pounds per Centum, on or before the Third Day of July then next following; the further Sum of Twenty Pounds per Centum, on or before the Twenty-fifth Day of August then next following; and the remaining Sum of Twenty-five Pounds per Centum, on or before the Ninth Day of October then next following.

And be it further enacted, That every Contributor, paying in the Whole of the Sums by them respectively subscribed, in respect of the said Sum of Six millions, to be contributed for Annuities as aforesaid, in the Proportions herein-after mentioned, at any Time on or before the Seventeenth Day of November, One thousand seven hundred and seventy-eight; or on Account of his, her, or their Share in the said Lottery, for Four hundred and eighty thousand Pounds, on or before the Twenty-first Day of August, One thousand seven hundred and seventy-eight, shall be intitled to an Allowance of so much Money as the Interest of such Sum, so paid in Advance for completing his, her, or their Contribution respectively, shall amount unto, after the Rate of Three Pounds per Centum per Annum, from the Day of completing the same to the Eighteenth Day of December, One thousand seven hundred and seventy-eight, in respect of the Sum paid on Account of the Sum of Sixty-five Pounds, to be paid in Part of every One hundred Pounds to be contributed for Annuities after the Rate of Three Pounds per Centum per Annum; and in respect of the remaining Sum of Thirty-five Pounds, to be contributed for Annuities after the Rate of Two Pounds and Ten Shillings per Centum per Annum for Thirty Years, making together in the Whole the said Sum of Six millions; and from the Day of the actual Payment to the Ninth Day of October, One thousand seven hundred and seventy-eight, in regard to the Sum of Four hundred and eighty thousand Pounds, to be contributed for a Lottery as aforesaid; which Allowance is to be paid by the said Cashier or Cashiers, out of the Monies to be contributed in pursuance of this Act, as soon as such respective Contributors, their Executors, Administrators, Successors, and Assigns, shall have completed such Payment: And that all the Subscribers, their Executors, Administrators, Successors, and Assigns, paying in the Whole of the Sum or Sums to be by him, her, or them, paid and advanced towards raising the said Sum of Four hundred and eighty thousand Pounds by a Lottery, as aforesaid, shall have Lottery Tickets delivered to him, her, or them, to the Amount

Subscribers to the Annuities to be allowed Interest for all Monies paid in Advance.

Subscribers to the Lottery, on paying in the Whole of their Subscriptions, shall receive Tickets to the Amount thereof.

of

of the Sum or Sums by them respectively subscribed and paid for the Purchase thereof, at the Rate of Ten Pounds for each Ticket, as soon as such Tickets can conveniently be made out.

Subscribers
to the
6,000,000 *l.*
intitled to an
Annuity of
3 *l.* per Cent.;

and also to an
Annuity of
2 *l.* 10 *s.* for
30 Years;

both payable
half-yearly.

And be it further enacted by the Authority aforesaid, That the several Subscribers or Contributors, their Executors, Administrators, Successors, and Assigns, in respect of the said Sum of Six millions, shall be intitled to an Annuity after the Rate of Three Pounds for every One hundred Pounds by him, her, or them, respectively advanced and paid, to commence from the Fifth Day of January, One thousand seven hundred and seventy-eight, subject to Redemption by Parliament; and shall also be intitled, in respect of every such One hundred Pounds so advanced and paid, to a further Annuity of Two Pounds and Ten Shillings, to continue for the Term of Thirty Years, from the said Fifth Day of January, One thousand seven hundred and seventy-eight, and then to cease; which said respective Annuities of Three Pounds per Centum, and of Two Pounds and Ten Shillings per Centum, shall be payable and paid half-yearly, by even and equal Portions, on the Fifth Day of July, and the Fifth Day of January, in every Year; the first Payment upon the said Annuity of Three Pounds per Centum, to be due on the Fifth Day of July, One thousand seven hundred and seventy-eight, but shall not be payable until the respective Subscribers or Contributors, their Executors, Administrators, Successors, or Assigns, have completed the Whole of the Sums by them subscribed for the Purchase of the said Annuities.

All Contributors who shall pay in the Whole of their Contribution-money before June 30, 1778, may receive the Half Year's Annuity due July 5, 1778, on the Annuity of 2 *l.* 10 *s.* when they receive the Half Year's Annuity due on the 3 per Cent.;

Provided always, and be it enacted by the Authority aforesaid, That all and every such Contributor, his Executors, Administrators, and Assigns, who shall have paid into the Hands of the said Cashier or Cashiers the Whole of his, her, or their Contribution-money, on or before the Thirtieth Day of June, One thousand seven hundred and seventy-eight, shall be intitled to have and receive, at the Bank of England, the Half Year's Annuity that shall become due on the Fifth Day of July,

July, One thousand seven hundred and seventy-eight, on the said Annuity of Two Pounds and Ten Shillings per Centum per Annum, at the same Time that he, she, or they shall receive the Half Year's Annuity that will be then payable in respect of the said Annuity of Three Pounds per Centum per Annum, payable on the Sum so contributed and paid as aforesaid; and that all and every Person and Persons, who shall not have completed the Whole of their said Payments on or before the said Thirtieth Day of June, One thousand seven hundred and seventy-eight, shall receive the said Half Year's Annuity so due on the Fifth Day of July, One thousand seven hundred and seventy-eight, at the same Time, and together with the subsequent Half Year's Annuity that will become due and payable on the Fifth Day of January, One thousand seven hundred and seventy-nine, in respect of the said Annuity of Two Pounds and Ten Shillings per Centum per Annum, to continue for the Term of Thirty Years, as aforesaid.

otherwise they shall not receive the said Annuity until Jan. 1779.

And be it further enacted, That all the Annuities aforesaid shall be payable and paid, and be transferrable, at the Bank of England; and that the said Annuities, after the Rate of Three Pounds per Centum per Annum, shall be subject to such Redemption as is herein-after mentioned.

Annuities to be payable and transferrable at the Bank of England, &c.

And be it further enacted by the Authority aforesaid, That the Cashier or Cashiers of the Governor and Company of the Bank of England, who shall have received, or shall receive, any Part of the said Contributions towards the said Sum of Six millions, shall give a Receipt or Receipts in Writing to every such Contributor for all such Sums; and that the Receipts to be given shall be assignable, by Indorsement thereupon made, at any Time before the Twenty-ninth Day of December, One thousand seven hundred and seventy-eight, and no longer: And as it may be for the Convenience of the said Contributors, that the several Sums to be paid, on the Days and in the Manner herein directed for the said respective Annuities by this Act granted, should be apportioned in the following Manner for every One hundred

Cashier of the Bank to give Receipts to Contributors for Money received;

which shall be assignable, &c.

Directions for the Cashier in relation to such Receipts.

oied Pounds subscribed; that is to say, That Sixty-five Pounds be taken as a proportional Sum to be paid for the Annuity of Three Pounds per Centum per Annum, and the remaining Sum of Thirty-five Pounds for the proportional Sum to be paid for the Annuity of Two Pounds and Ten Shillings per Centum per Annum; the said Cashier and Cashiers are hereby directed and required to make forth and deliver distinct and separate Receipts in that Proportion for all Sums so to be contributed and paid, towards raising the said Sum of Six millions, for Purchase of the said Annuities.

Cashier to give Security, to the good Liking of the Commissioners of the Treasury;

Provided always, That such Cashier or Cashiers shall give Security, to the good Liking of any Three or more of the Commissioners of the Treasury, or the High Treasurer for the Time being, for duly answering and paying into the Receipt of His Majesty's Exchequer, for the publick Use, all the Monies which they have already received, and shall hereafter receive, from Time to Time, of and for the said Sum of Six millions to be raised by Annuities, and of and for the said Sum of Four hundred and eighty thousand Pounds to be raised by a Lottery, and for accounting duly for the same, and for Performance of the Trust hereby in them reposed; and shall, from Time to Time, pay all such Monies, as soon as he or they shall receive the same, or any Part thereof, or within Five Days afterwards at the farthest, into, and shall account for the same in the Exchequer, according to the due Course thereof; deducting thereout such Sums as shall have been paid by him or them in pursuance of this Act; for which Sums so paid, Allowance shall be made in his or their Accounts.

and to pay all Monies received into the Exchequer.

Commissioners of the Treasury empowered to apply the Money paid in by the Cashier.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for Three or more of the Commissioners of the Treasury, or the High Treasurer for the Time being, to issue and apply, from Time to Time, all such Sums of Money, as shall be so paid into the Receipt of His Majesty's Exchequer by the said Cashier or Cashiers, to such Services as shall then have been voted by the Commons of Great Britain, in this present Session of Parliament.

And be it further enacted by the Authority aforesaid, That in the Office of the Accountant-general of the Governor and Company of the Bank of England for the Time being, a Book or Books shall be provided and kept, in which the Names of the Contributors shall be fairly entered; which Book or Books the said respective Contributors, their respective Executors, Administrators, Successors and Assigns, shall and may, from Time to Time, and at all seasonable Times, resort to and inspect, without any Fee or Charge; and that the said Accountant-general shall, on or before the Tenth Day of October, One thousand seven hundred and seventy-eight, transmit an attested Duplicate, fairly written on Paper, of the said Book or Books, into the Office of the Auditor of the Receipt of His Majesty's Exchequer, there to remain for ever.

A Book to be provided in the Accountant-general's Office, in which Contributors Names shall be entered, &c.

And be it enacted by the Authority aforesaid, That such Contributors, duly paying the whole Sum subscribed at or before the respective Times in this Act limited in that Behalf, and their respective Executors, Administrators, and Assigns, shall have, receive, and enjoy, and be intitled, by virtue of this Act, to have, receive, and enjoy, the said several Annuities by this Act granted in respect of the Sum so subscribed, out of the Monies granted and appropriated in this Session of Parliament for Payment thereof, and shall have good and sure Interests and Estates therein, according to the several Provisions in this Act contained, as well in respect of the said transferrable Annuities, after the Rate of Three Pounds per Centum per Annum, and of Two Pounds and Ten Shillings per Centum per Annum, payable and transferrable at the Bank of England, as of the said Annuities for Lives, payable at the Exchequer; and that the said several Annuities shall be free from all Taxes, Charges, and Impositions whatsoever.

After Contributors shall have paid their Subscriptions, they will be intitled to receive the Annuities granted by this Act;

which shall be Tax-free.

Provided always, That in case any such Contributors, who have already deposited with, or shall hereafter pay to, the said Cashier or Cashiers, any Sum or Sums of Money, at the Times and in the Manner before mentioned, in Part of the Sum or Sums so by them respec-

Subscriptions paid in Part, and not completed, shall be forfeited to the Publick.

tively

tively subscribed, or their respective Executors, Administrators, Successors, or Assigns, shall not advance and pay to the said Cashier or Cashiers the Residue of the Sum or Sums so subscribed, at the Times and in the Manner before mentioned; then, and in every such Case, so much of the respective Sum or Sums so subscribed as shall have been actually paid, in Part thereof, to the said Cashier or Cashiers, shall be forfeited for the Benefit of the Publick; and all Right and Title to the said Annuities, after the Rate of Three Pounds, and of Two Pounds and Ten Shillings per Centum per Annum, in respect thereof, shall be extinguished; any Thing in this Act contained to the contrary thereof in any wise notwithstanding.

As soon as Contributors have completed their Payments,

the Sums subscribed shall, in the Books of the Bank, be placed to their Credit.

And be it further enacted by the Authority aforesaid, That, as soon as any Contributors, their Executors, Administrators, Successors, or Assigns, shall have completed their Payments of Sixty-five Pounds per Centum of the whole Sum payable by them respectively towards the said Sum of Six millions, the principal Sum or Sums, on which such Person or Persons shall have paid Sixty-five Pounds per Centum, shall forthwith be, in the Books of the Bank of England, placed (for the whole Amount of such Capital on which Sixty-five Pounds per Centum shall have been paid) to the Credit of such respective Contributors, their Executors, Administrators, Successors, and Assigns, completing such Payments respectively; and the Persons to whose Credit such principal Sum of One hundred Pounds, or divers entire Sums of One hundred Pounds, for every Sixty-five Pounds so paid, shall be placed, their respective Executors, Administrators, Successors, or Assigns, shall and may have Power to assign and transfer the same, or any Part, Share, or Proportion thereof, to any other Person or Persons, Body or Bodies Politick or Corporate, whatsoever, in the Books of the Bank of England; and such Sums shall carry an Annuity after the Rate of Three Pounds per Centum per Annum, redeemable by Parliament, and shall be taken and deemed to be Stock transferrable, according to the true Intent

and Meaning of this Act, until Redemption thereof, in such Manner as is herein-after mentioned.

And be it further enacted by the Authority aforesaid, That the Accountant-general of the Bank of England shall, and he is hereby authorised and required, upon the Payment of Thirty-five Pounds, on or before the said Eighteenth Day of December, One thousand seven hundred and seventy-eight, being the Sum by this Act permitted to be accepted and taken, as the proportional Sum, for the Annuity of Two Pounds and Ten Shillings, payable on each One hundred Pounds so subscribed as aforesaid towards the said Sum of Six millions, to give Credit, in Books to be provided for that Purpose, to such respective Contributors so making such Payment, their Executors, Administrators, Successors, and Assigns, for the said Annuity, after the Rate of Two Pounds and Ten Shillings for every One hundred Pounds subscribed, and whereof Thirty-five Pounds shall have been paid as aforesaid; and all such Annuities shall and may from thenceforth be, from Time to Time, assigned and transferred, in Books to be provided and kept for that Purpose, by the said Accountant-general, separately and distinctly from the other Annuities established by this Act; and the said Annuities, after the Rate of Two Pounds and Ten Shillings for every One hundred Pounds so paid as aforesaid, shall continue to be paid out of the Fund to be established for that Purpose, for the certain Term of Thirty Years, to be computed from the Fifth Day of January, One thousand seven hundred and seventy-eight; and, at the Expiration of such Term, shall cease and be extinguished.

And be it further enacted by the Authority aforesaid, That all the respective Annuities, after the Rate of Three Pounds per Centum per Annum, and of Two Pounds and Ten Shillings per Centum per Annum, by this Act granted and made payable in respect of the said Sum of Six millions, shall, from their Commencement, be charged and chargeable upon, and are hereby charged upon, and made payable out of, the Monies which shall from Time to Time arise and be in the Receipt of His

Accountant-general, on Payment of 35*l.* per Cent. of their Contributions, before Dec. 18, 1778, to give Credit to the Contributors for the Annuity of 2*l.* 10*s.*

which shall be transferrable

Certain Rates appropriated for Payment of the Annuities granted by this Act.

Majesty's Exchequer, of the Rates and Duties composing the Fund established for Payment thereof; and the said several Rates and Duties are hereby appropriated for that Purpose accordingly.

Governor, &c.
of the Bank to
appoint a Chief
Cashier, and
Accountant-
general.

Monies to be
issued at the
Exchequer to
the Chief Ca-
shier, for Pay-
ment of An-
nuities created
by this Act.

And, for the more easy and sure Payment of all the Annuities established by this Act, be it further enacted by the Authority aforesaid, That the said Governor and Company of the Bank of England, and their Successors, shall, from Time to Time, until all the said Annuities, after the Rate of Three Pounds per Centum per Annum, shall be redeemed, and until the said Annuities, after the Rate of Two Pounds and Ten Shillings per Centum per Annum, for the Term of Thirty Years, shall be determined, appoint and employ One or more sufficient Person or Persons, within their Office in the City of London, to be their Chief or First Cashier or Cashiers, and One other sufficient Person, within the same Office, to be their Accountant-general; and that so much of the Monies, by this Act appropriated for this Purpose, as shall be sufficient, from Time to Time, to answer the said several and respective Annuities, and other Payments herein directed to be made out of the said Monies, shall, by Order of the Commissioners of the Treasury, or any Three or more of them, or the High Treasurer for the Time being, without any further or other Warrant to be sued for, had, and obtained in that Behalf, from Time to Time, at the respective Days of Payment in this Act appointed for Payment thereof, be issued and paid, at the said Receipt of Exchequer, to the said First or Chief Cashier or Cashiers of the said Governor and Company of the Bank of England, and their Successors for the Time being, by Way of Imprest and upon Account, for the Payment of the said several and respective Annuities payable by virtue of this Act; and also so much Money as will be sufficient to answer the said several and respective Annuities which will become due and payable on the Fifth Day of July, One thousand seven hundred and seventy-eight, in Manner hereinbefore directed; and that such Cashier or Cashiers, to whom the said Money shall from Time to Time be issued,

issued, shall, from Time to Time, without Delay, pay the same accordingly, and render his or their Accounts thereof according to the due Course of the Exchequer.

And be it further enacted by the Authority aforesaid, That the said Accountant-general for the Time being shall, from Time to Time, inspect and examine all Receipts and Payments of the said Cashier or Cashiers, and the Vouchers relating thereto, in order to prevent any Fraud, Negligence, or Delay; and that all Persons who shall be intitled to any of the Annuities hereby granted, and all Persons lawfully claiming under them, shall be possessed thereof as of a personal Estate, which shall not be descendible to Heirs, nor liable to any foreign Attachment, by the Custom of London or otherwise, any Law, Statute, or Custom, to the contrary notwithstanding.

Accountant-general to examine Receipts and Payments.

Annuities to be deemed personal Estate.

And be it further enacted by the Authority aforesaid, That Books shall be constantly kept by the said Accountant-general for the Time being, wherein all Assignments or Transfers of all Sums advanced or contributed towards the said Sum of Six millions, shall, at all seasonable Times, be entered and registered; which Entry shall be conceived in proper Words for that Purpose, and shall be signed by the Parties making such Assignments or Transfers; or, if such Parties be absent, by their respective Attorney or Attornies thereunto lawfully authorised in Writing, under his or their Hand and Seal or Hands and Seals, to be attested by Two or more credible Witnesses; and that the several Persons, to whom such Transfers shall be made, shall respectively underwrite their Acceptance thereof; and that no other Method of assigning and transferring the said Annuities, or any Part thereof, or any Interest therein, shall be good or available in Law.

Books to be kept by the Accountant-general, wherein shall be entered all Transfers of Sums advanced on this Act.

Method of transferring.

Provided always, and be it further enacted by the Authority aforesaid, That, from the Time of giving Credit, as aforesaid, for the said Annuities, after the Rate of Two Pounds and Ten Shillings per Centum per Annum, the said Annuities shall be a separate and distinct Stock from the Joint Stock of Annuities after the Rate

The Annuities of 2l. 10s. per Cent. per Ann. shall be a separate Stock from the other Annuities.

of

of Three Pounds per Centum per Annum, and separate and distinct Books shall be kept for assigning and transferring the said Annuities, after the Rate of Two Pounds and Ten Shillings per Centum per Annum, any Thing herein-before contained to the contrary thereof in any-wise notwithstanding.

Persons possessed of Stock may devise the same by Will, &c.

Provided also, That all Persons possessed of any Share or Interest in either of the said Stocks of Annuities, or any Estate or Interest therein, may devise the same by Will in Writing, attested by Two or more credible Witnesses; but that no Payment shall be made upon any such Devise, until so much of the said Will, as relates to such Share, Estate, or Interest, in the said Stocks of Annuities, be entered in the said Office; and that in Default of such Transfer or Devise, such Share, Estate, or Interest, in the said Stocks of Annuities, shall go to the Executors, Administrators, Successors, and Assigns; and that no Stamp-duties whatsoever shall be charged on any of the said Transfers, any Law or Statute to the contrary notwithstanding.

Commissioners of the Treasury to discharge all incidental Charges attending the Execution of this Act.

Provided always, and be it enacted by the Authority aforesaid, That, out of the Monies arising from the Contributions towards raising the said Sum of Six millions by Annuities, and the said Sum of Four hundred and eighty thousand Pounds, by a Lottery, any Three or more of the Commissioners of the Treasury, or the High Treasurer for the Time being, shall have Power to discharge all such incident Charges as shall necessarily attend the Execution of this Act, in such Manner as to them shall seem just and reasonable; and also to settle and appoint such Allowances as shall be thought proper for the Service, Pains, and Labour, of the said Cashier or Cashiers, for receiving, paying, and accounting for, the said Contributions; and also shall have Power to make, out of the Fund hereby established, or out of the Sinking Fund, such further Allowances as shall be judged reasonable for the Service, Pains, and Labour, of the said Cashier or Cashiers, for receiving, paying, and accounting for, the said Annuities payable by virtue of this Act; and also for the Service, Pains, and Labour, of the said Accountant-general,

general, for performing the Trust reposed in him by this Act; all which Allowances to be made as aforesaid, in respect to the Service, Pains, and Labour, of any Officer or Officers of the said Governor and Company, shall be for the Use and Benefit of the said Governor and Company, and at their Disposal only.

And be it further enacted by the Authority aforesaid, That all the Monies to which any Person or Persons shall become intitled by virtue of this Act, in respect of any Sum advanced or contributed towards the said Sum of Six millions, on which the said Annuity, after the Rate of Three Pounds per Centum per Annum, shall be attending, shall be added to the Joint Stock of Annuities, transferrable at the Bank of England, into which the several Sums, carrying an Interest after the Rate of Three Pounds per Centum per Annum, were, by several Acts, made in the Twenty-fifth, Twenty-eighth, Twenty-ninth, Thirty-first, Thirty-second, and Thirty-third Years of the Reign of His late Majesty King George the Second, and several subsequent Acts, converted, and shall be deemed Part of the said Joint Stock of Annuities, subject nevertheless to Redemption by Parliament, in such Manner, and upon such Notice, as in the said Act, made in the Twenty-fifth Year of His said late Majesty's Reign, is directed; in respect of the several and respective Annuities redeemable by virtue of the said Act; and that all and every Person and Persons, and Corporations whatsoever, in Proportion to the Money to which he, she, or they shall become intitled as aforesaid, by virtue of this Act, shall have, and be deemed to have, a proportional Interest and Share in the said Joint Stock of Annuities, at the Rate aforesaid.

The 3 per Cent. Annuities granted by this Act shall be added to the Joint Stock of 3 per Cent. transferrable at the Bank, &c.

Provided always, and be it further enacted by the Authority aforesaid, That the said Governor and Company of the Bank of England; and their Successors, notwithstanding the Redemption of all or any of their own Funds in pursuance of the Acts for establishing the same, or any of them, shall continue a Corporation, for the Purposes of this Act, until all the Annuities by this Act granted shall be redeemed by Parliament as aforesaid;

The Bank to continue a Company till Redemption of the Annuities.

and that the said Governour and Company of the Bank of England, or any Member thereof, shall not incur any Disability for or by reason of their doing any Matter or Thing in pursuance of this Act.

480,000 l. to be raised by a Lottery; the Prizes whereof to be paid out of any Supplies granted this Session.

And be it further enacted by the Authority aforesaid, That the Sum of Four hundred and eighty thousand Pounds shall be divided into Prizes to be drawn in the said Lottery, in such Manner as is by this Act appointed and directed; which said Sum of Four hundred and eighty thousand Pounds shall be payable out of all or any the Aids or Supplies granted in this Session of Parliament, in such Manner as is herein-after mentioned; and the Commissioners of His Majesty's Treasury, or any Three or more of them, or the High Treasurer for the Time being, is or are hereby required and authorised, by Warrant or Warrants under his or their Hand or Hands, to cause the said Sum of Four hundred and eighty thousand Pounds to be issued and paid, out of the said Aids or Supplies, to the Governour and Company of the Bank of England, to be by them distributed and paid to and amongst the respective Proprietors of the several Fortunate Tickets, in the Manner herein-after mentioned and directed, as soon as Certificates can be made out for the Sums due in respect of the same.

Guardians, having the Disposal of Infants Money, may contribute to the Loan, &c.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for any Guardian or Trustee, having the Disposition of the Money of any Infant, to contribute and pay for or towards advancing the said Sum of Six millions to be raised by Annuities, in Manner aforesaid, and also towards the said Sum of Four hundred and eighty thousand Pounds, by way of a Lottery, upon the Terms and Conditions contained in this Act; and such Infant, upon the Payment of such Sum or Sums subscribed by such Guardian, shall become a Contributor within the Meaning of this Act, and be intitled to have and receive the several Annuities, Advantages, and Payments in respect thereof, in such and the like Manner as any other Contributor; and the said Guardian and Trustee, as to the said Sum or Sums so advanced, is hereby discharged, so as the Name of such

such Infant be expressed in the Receipt or Receipts for such Money.

And whereas, for the greater Encouragement of Persons to become Contributors to the said Sum of Six millions, directed by this Act to be raised, it is intended that each Contributor shall, for every One hundred Pounds contributed, be intitled to an Annuity after the Rate of Two Pounds and Ten Shillings per Centum per Annum, to continue for a certain Term of Thirty Years, or, in the Option of each Contributor, to a like Annuity of Two Pounds and Ten Shillings for the Term of their respective Lives, over and above the Annuity of Three Pounds per Centum per Annum, redeemable by Parliament, as aforesaid; be it further enacted by the Authority aforesaid, That every Person who shall advance and pay, unto the said Cashier or Cashiers of the Governor and Company of the Bank of England, at or before the respective Days and Times, and in the respective Proportions herein-before directed, the principal Sum of One hundred Pounds, or divers entire Sums of One hundred Pounds, for the Purchase of the Annuities granted by this Act, shall, for or in respect of every principal Sum of One hundred Pounds so to be advanced and paid, be intitled to have and receive an Annuity after the Rate of Two Pounds and Ten Shillings per Centum per Annum for a certain Term of Thirty Years, to be paid and payable at the Bank of England, or to an Annuity of Two Pounds and Ten Shillings per Centum per Annum, to be paid and payable at the Receipt of His Majesty's Exchequer, during his or her Life, or the Life of some other Person to be nominated by him or her, or by his or her Assigns, over and above the Annuity of Three Pounds per Centum per Annum, before by this Act made payable at the Bank of England to each Contributor of One hundred Pounds; which Annuity, so payable at the Exchequer, as aforesaid, shall be paid by half-yearly Payments on the Fifth Day of July, and the Fifth Day of January, in every Year; the First Payment thereof to be made on the Fifth Day of July, One thousand seven hundred and seventy-eight, if such Contributors respectively shall, on or before that

Contributors, for every 100^l. they shall advance, to be intitled to an Annuity of 2^l. 10^s. per Annum for 30 Years, or for Life.

Life Annuities to be paid at the Exchequer half-yearly.

Cashiers of
the Bank to
give Certifi-
cates to Con-
tributors who
chuse Life
Annuities,

which may be
assigned before
Dec. 21, 1778.

Cashiers to
transmit to
the Auditor
of the Exche-
quer a Book
containing the
Names of the
Contributors,
&c.

that Time, have appointed their Nominees in Manner herein-after mentioned, or upon such of the said half-yearly Days of Payment as shall be next after the respective Appointments of their Nominees; and that the said Cashier or Cashiers of the Governo^r and Company of the Bank of England shall, as soon as he or they shall have received from any such Contributor the Whole of the several Sums by them respectively subscribed, forthwith give to such Contributor so chusing to receive such Annuity for Life, or his or her Assigns, a Certificate by him or them signed, directed to the Auditor of the Receipt of His Majesty's Exchequer, to be printed or written upon cheque Paper, and cut out indentwise through some Flourish or Device to be contrived by the said Cashiers, containing the Names and Additions of such Contributors, or his or her Assigns, together with the Annuity payable to him, her, or them, in respect of the Sum so contributed; which Certificate shall be assignable by Indorsement thereon, to be made and witnessed by Two credible Persons, at any Time or Times before the Twenty-first Day of December, One thousand seven hundred and seventy-eight: And that, in order to prevent the Auditor of the said Receipt from being imposed upon by any counterfeit or forged Certificate, the said Cashiers shall transmit to the said Auditor the Counterpart of the Cheques of all the Certificates given by them to such Contributors, as aforesaid; upon which Counterparts shall be expressed the Number of such Certificate, the Contributor's Name, and the Annuity contained therein.

And be it further enacted by the Authority aforesaid, That the same Cashier or Cashiers shall, within Seven Days after the said Twenty-first Day of December, One thousand seven hundred and seventy-eight, transmit to the Auditor of the said Receipt of the Exchequer, a Book fairly written on Paper, signed by him or them, containing the Names of the several Contributors towards raising the said Sum of Six millions so chusing to receive the said Annuity for Life, the principal Sums by them respectively paid, and the Annuities payable in respect thereof at the Rate aforesaid, and signifying whether

whether such Contributor or Contributors hath or have received any Sum or Sums of Money at the Bank of England in respect of the Annuity of Two Pounds and Ten Shillings per Centum per Annum, to be payable at the said Bank of England for the Term of Thirty Years; to the End that the said Auditor may be thereby satisfied that the full and entire Sum payable by each Contributor hath been paid to such Cashier or Cashiers, and to prevent a double Payment on the said Annuity; which Book shall remain in the Office of the Auditor of the said Receipt for ever.

And be it further enacted by the Authority aforesaid, That every such Contributor, or such other Person as shall be possessed of any such Certificate by this Act directed to be given by any such Cashier, shall, before the Twenty-second Day of December, One thousand seven hundred and seventy-eight, deliver, or cause to be delivered, every Certificate so to him or her given, to be exchanged for Orders, to be made out in the Manner herein-after mentioned; and shall also, at the same Time, name to the said Auditor his or her own, or some other Life, during which he or she, or his or her Assigns, shall be intitled to receive a Dividend or Share of the Fund by this Act directed to be set apart, upon Pain of forfeiting, not only the Half Year's Annuity which shall become due and payable to him or her, or his or her Assigns, on the Fifth Day of July, One thousand seven hundred and seventy-eight, in respect of every principal Sum of One hundred Pounds to be advanced as aforesaid, but also all subsequent half-yearly Payments, until he or she, or his or her Assigns, shall have produced to the Auditor of the Receipt such Certificate or Certificates, and shall have appointed a Nominee or Nominees as aforesaid.

Contributors shall deliver their Certificates to the Auditor, before Dec. 22, 1778, to be exchanged for Orders;

and name their Nominees.

And be it further enacted by the Authority aforesaid, That the Auditor of the said Receipt of Exchequer shall, as soon as conveniently may be after such Certificate or Certificates shall be delivered to him, cause such and so many Order or Orders, for Payment of such Annuities, to be made out in the Exchequer, for such Certificate or Certificates, as shall be desired by the said several and

Auditor to cause Orders for Payment to be made out as soon as convenient,

which shall be
signed by the
Commission-
ers of the
Treasury.

Books to be
kept in the
Offices of the
Auditor and
Clerk of the
Pells, con-
taining the
Names of the
Contributors,
&c.

Part of the
Money to arise
from the new
Duties to be

respective Contributors, or their Assigns; taking Care that the Annuity or Annuities, made payable by such Order or Orders, do not exceed, in the Whole, the Annuity or Annuities specified and expressed in such Certificate or Certificates, in Exchange for which such Order or Orders shall be so made out as aforesaid; which Order or Orders shall be made out upon Vellum or Parchment, and shall contain the Names, Surnames, Additions, and Places of Abode of the respective Contributors, or their Assigns, and of their Nominees, and the reputed Ages and Parents of their Nominees, with other Descriptions which shall best ascertain the Persons of such Nominees, and also the Annuities payable during the Lives of such respective Nominees out of the Fund herein-after directed to be set apart for that Purpose; and all such Orders shall be signed by the Commissioners of the Treasury, or any Three or more of them, or the High Treasurer for the Time being; and after signing thereof, the same shall be firm, good, valid, and effectual in Law, according to the Purport and true Meaning thereof, and of this Act, and shall not be determinable by or upon the Deaths or Removals of any Commissioner or Commissioners of the Treasury, or High Treasurer; nor shall they, or any of them, have Power to revoke, countermand, or make void, such Orders, so signed as aforesaid.

And it is hereby enacted, That in the Offices of the Auditor of the said Receipt of the Exchequer and Clerk of the Pells severally, there shall be provided and kept One or more Book or Books, in which shall be fairly entered the Names of all such Contributors, or their Assigns, and their Nominees, during whose Lives respectively the several Dividends of the said Fund hereafter directed to be set apart shall be payable, at the Time when the same shall be nominated as aforesaid; which Books it shall be lawful for the respective Contributors, their Executors, Administrators, or Assigns, from Time to Time, to have Resort to and to inspect, without Fee or Reward.

And it is hereby further enacted by the Authority aforesaid, That out of the Monies arising by the several Rates

Bates and Duties granted for Payment of the respective Annuities, there shall be separated and kept apart, from Time to Time, at the said Receipt of Exchequer, such Sums of Money as shall be necessary for Payment of the said Annuities on Lives, payable there as aforesaid, to be equally divided amongst the said Contributors, their Executors, Administrators, or Assigns, during the Lives of their respective Nominees, in Proportion to the principal Sums by them advanced, by Two equal half-yearly Payments; that is to say, On the Fifth Day of July, and the Fifth Day of January, in every Year; the first Payment thereupon to be made on the Fifth Day of July, One thousand seven hundred and seventy-eight, if such Contributors respectively shall, on or before that Time, have appointed their Nominees, or upon such of the said half-yearly Days of Payment as shall be next after the respective Appointment of their Nominees.

set apart for
Payment of
the Annuities
on Lives.

And be it further enacted by the Authority aforesaid, That upon the Death of every such Nominee, the Share of the said Fund, which was payable during his or her Life, shall cease and determine.

On Death of
Nominees,
Annuities to
cease.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to any such Contributor, or his or her Executors, Administrators, or Assigns, at any Time during the Life of his or her Nominee or Nominees, by proper Words of Assignment, to be indorsed on his, her, or their Order, to be witnessed by Two credible Persons, to assign or transfer his, her, or their Right, Title, Interest, and Benefit, of such Order or Orders, to any other Person or Persons; which being notified in the Office of the Auditor of the said Receipt of the Exchequer, the Officers there shall cause an Entry or Memorial thereof to be made, in the Book of Registry for such Orders, without Fee or Charge; and after such Entry made, such Assignment shall intitle such Assignee or Assignees, his, her, or their Executors, Administrators, or Assigns, to the Benefit thereof, and Payment thereon; and such Assignee or Assignees may in like Manner assign again, and so toties quoties; and afterwards it shall not be in the Power of such Person

Life Annuities may be transferred.

Transfer to be entered at the Exchequer.

or Persons, who shall make such Assignment, to make void, release, or discharge the same, or any Monies thereby due, or any Part thereof.

When Contributors, &c. demand Payment of their Annuities in the Absence of their Nominees, they must produce Certificates of their being alive on the Day when the respective half-yearly Payments become due.

What Certificate necessary when the Nominee resides in England or Wales.

And, for preventing all Frauds in receiving any Share of the yearly Fund hereby appointed to be set apart as aforesaid, be it further enacted by the Authority aforesaid, That every Contributor, his or her Executors, Administrators, Assigns, or Agents, upon Demand of any half-yearly Payment of his or her respective Shares of the said yearly Fund, (unless the Nominee appears in Person at the said Receipt), shall produce a Certificate of the Life of his, her, or their respective Nominee, signed by the Minister and Churchwardens of the Parish where such Nominee shall be then living, upon the Day when the said half-yearly Payments shall become due, (if such Nominee shall be then residing in that Part of Great Britain called England, Dominion of Wales, or Town of Berwick upon Tweed); or otherwise, it shall and may be lawful to and for every such Contributor, or his or her Executors, Administrators, or Assigns, at his or her Election, to make Oath of the Truth of his, her, or their respective Nominee's Life, upon the Day when the said half-yearly Payment shall become due, before One or more Justices of the Peace of the respective County, Riding, City, Town, or Place, wherein such Person, at the Time of making of such Oath, shall reside; and in like Manner every such Contributor, his or her Executors, Administrators, Assigns, or Agents, whose Nominee shall reside in any Town or Place being extraparochial, upon the Day when any of the said half-yearly Payments shall become due, shall make a like Oath before any such Justice or Justices aforesaid, of the Life of such Nominee on that Day, (which Oath the said Justice or Justices of the Peace are hereby empowered to administer), and such Justice or Justices shall make a Certificate thereof; for which Oath and Certificate no Fee or Reward shall be demanded or paid; and the said Certificate shall be filed in the Office of the Auditor of the said Receipt of the Exchequer.

And be it further enacted by the Authority aforesaid, That if any Person shall be guilty of a false Oath, or shall forge any Certificate, touching the Premises, and be thereof lawfully convicted, such Person shall incur the Pains and Penalties inflicted upon Persons committing wilful Perjury and Forgery.

And be it further enacted by the Authority aforesaid, That in case any Nominee shall, at the Time of such Demand, be resident in that Part of Great Britain called Scotland, or in the Kingdom of Ireland, and any One or more of the Barons of the Exchequer there for the Time being shall certify, that, upon Proof to him or them made, (which Proof he and they is and are hereby authorized and required to take in a summary Way,) it doth seem probable to him or them that the said Nominee is living, (which Certificate is to be given, on Examination made, without Fee or Charge), the said Certificate, being filed as aforesaid, shall be sufficient Warrant for making the said half-yearly Payment to the respective Contributors, their Executors, Administrators, or Assigns: And in case any such Nominee shall, at the Time of such Demand, be resident in any Parts beyond the Seas, the Proprietors of all such Orders, or their Agents, shall produce Certificates of the Life of his, her, or their respective Nominees, under the Hand of the British Minister residing at the Place where any such Nominee shall be living, upon the Day when such half-yearly Payment shall become due, which Certificates shall be given without Fee or Reward; and in case no British Minister shall reside at the Place where any such Nominee shall live, then the said Proprietors of such Orders, or such Agents, shall produce a Certificate of the Life of his, her, or their respective Nominees, under the Hand and Seal of the Chief Magistrate of any City, Town, or Place, where any such Nominee shall be then living, upon the Day when the said half-yearly Payment shall become due as aforesaid; and every such Agent or Agents shall also annex to every such Certificate an Affidavit, to be made by him or them, before One or more of the Barons of the Exchequer, that he

What Certificate necessary when the Nominee resides in Scotland or Ireland;

or in Parts beyond the Seas.

Penalty on
Persons re-
ceiving a half-
yearly Pay-
ment for any
Time after
the Death of
their Nomi-
nee.

or they do believe that such Certificate is true; which Certificate, being filed as aforesaid, shall be a sufficient Warrant for making the said half-yearly Payment to the respective Contributors, their Executors, Administrators, or Assigns: And if any Person or Persons shall receive One or more half-yearly Payments, upon his, her, or their Annuity or Annuities, for any Time beyond the Death of his, her, or their Nominee or Nominees, when the same ought to cease, such Person or Persons, knowing such Nominee or Nominees to be dead, shall forfeit Treble the Value of the Monies so by him, her, or them received, and also the Sum of Five hundred Pounds; One Moiety whereof shall go to His Majesty, His Heirs and Successors, and the other Moiety to him or them who will sue for the same, by Action of Debt, Bill, Suit, or Information, in which no Essoin, Protection, Privilege, Wager of Law, Injunction, or more than One Imparlance, shall be allowed.

Contributors,
within a
Month after
Notice of the
Death of their
Nominee, to
certify the
same to the
Auditor of the
Exchequer,
etc.

on Penalty of
10 l.

And be it further enacted by the Authority aforesaid, That every Contributor, his or her Executors, Administrators, or Assigns, within One Month next after Notice of the Death of his, her, or their respective Nominee or Nominees, shall certify such Death to the Auditor of the said Receipt of Exchequer for the Time being; and shall also, within Three Months after such Notice, deliver, or cause to be delivered up to the said Auditor, his, her, or their Order or Orders, by which he, she, or they, was and were intitled, during the Life of such Nominee, to any Share of the said yearly Fund, in case such Order and Orders be in his, her, or their Hands or Power; and in Default thereof, such Contributor, his or her Executors, Administrators, and Assigns, shall forfeit the Sum of Ten Pounds; to be recovered by Action of Debt as aforesaid, and to be had and received for the Use of any Person who shall sue for the same.

Annuities to
be Tax-free.

And be it further enacted by the Authority aforesaid, That all the Annuities, payable to such Contributors out of the said yearly Fund, shall be free from all Taxes, Charges, and Impositions whatsoever.

And whereas it may so happen, that, in Process of Time, several of the Standing Orders may be lost, burnt, or destroyed, or may become defaced, obliterated, or incumbered with many Assignments thereon, and it may be necessary that new Orders should be made forth in Lieu thereof, be it therefore enacted by the Authority aforesaid, That, in all or any the said Cases, any Three or more of the Commissioners of the Treasury now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall, and they are hereby impowered, from Time to Time (upon Certificate under the Hand of the Lord Chief Baron, or any other of the Barons of the Coif of His Majesty's Court of Exchequer, that he or they are satisfied, by Proof upon Oath before him or them made, that any such Order or Orders have been lost, burnt, or otherwise destroyed) to cause new Orders to be made forth at the Exchequer, to be made by him or them, in Lieu of such Orders so certified to be lost, burnt, or destroyed; and the respective Officers in the said Exchequer are hereby directed to pay the Annuity which shall, from Time to Time, become due on such new Orders, as if the original Order or Orders had been produced, and all such Payments shall be allowed in their respective Accounts; provided that the Person or Persons, intitled to receive the Interest due upon any such Order or Orders, do give Security to the King, to the good Liking of the Person appointed to pay the same into the Exchequer for the Use of the Publick, so much Money as shall be paid thereupon, if the Order or Orders, so certified to be lost, burnt, or otherwise destroyed, be hereafter produced: And the said Commissioners of the Treasury, or the High Treasurer for the Time being, shall also have Power to cause new Standing Orders to be made forth for, and in Lieu of, such Orders as shall become defaced, obliterated, or otherwise incumbered as aforesaid; which said Order or Orders shall be at the same Time delivered up and cancelled, and the new Order or Orders, to be made out in Lieu thereof, shall be made payable, and delivered to the Person or Persons who shall appear to be the Proprietor or Proprietors

Commissioners of the Treasury, on receiving a proper Certificate from the Chief Baron, etc. of the Exchequer, may cause new Orders to be made in Lieu of such as shall be lost, burnt, etc.

or defaced, or incumbered with Assignments.

Proprietors of the said Order or Orders so to be delivered up and cancelled at the Time of such Delivery as aforesaid; and the Auditor of the Receipt, as aforesaid, shall always take Care that such Entries or Memorandums be made, upon the said new Orders, as may denote their being made in Lieu of such defaced, obliterated, incumbered, or otherwise defective Orders cancelled, and as may secure the Publick against any double Payments for, or by Reason of the making out, or issuing, such new Orders, in Manner aforesaid.

Clause for
preventing
Frauds relat-
to Standing
Orders, etc.

And, for preventing all Frauds and Abuses in or about the said Standing Orders, or any Assignments thereof, or the receiving the Annuities due, or to grow due thereon, be it enacted by the Authority aforesaid, That if any Person or Persons whatsoever shall forge or counterfeit, or procure to be forged or counterfeited, or knowingly or wilfully act and assist in the forging or counterfeiting, any Certificate or Certificates to be given by such Cashier or Cashiers, or any Order or Orders to be made forth in Lieu thereof, in pursuance of this present Act, or any Assignment or Assignments of such Order or Orders, or of the Annuities payable thereon; or of any Receipt or Discharge to the Exchequer for the Annuities due, or to grow due, on any such Order or Orders, or of any Letter of Attorney, or other Authority or Instrument, to transfer, assign, alien, or convey, any such Order or Orders, or to receive the Annuities due, or to grow due thereon, or any Part thereof; or shall forge or counterfeit, or procure to be forged or counterfeited, or knowingly or wilfully act or assist in the forging or counterfeiting, any the Name or Names of any of the Proprietors of any such Order or Orders in or to any such pretended Assignment or Assignments, Receipt, Letter of Attorney, Certificates, Instrument, or Authority; or shall falsely or deceitfully personate any true and real Proprietor or Proprietors of any of the said Orders, and thereby assign, or endeavour to assign, any of the said Orders, or receive, or endeavour to receive, the Money of such true and lawful Proprietor, as if such Offender were the true and lawful Owner thereof; then, and in every such

Case,

Case, all and every such Person and Persons, being thereof lawfully convicted in due Form of Law, shall be adjudged guilty of Felony, and shall suffer Death as in Cases of Felony, without Benefit of Clergy.

Offenders to suffer Death as Felons.

And be it further enacted, That no Fee, Reward, or Gratuity whatsoever, shall be demanded or taken, of any of His Majesty's Subjects, for receiving or paying the said Contribution-monies, or any of them, or for paying the said several Annuities, or any of them, or for any Transfer of any Sum, great or small, to be made in pursuance of this Act; upon Pain that any Offender, or Person offending by taking or demanding any such Fee, Reward, or Gratuity, shall forfeit the Sum of Twenty Pounds to the Party aggrieved, with full Costs of Suit; and that all Receipts and Issues, and all other Things directed by this Act to be performed in the Exchequer, shall be done and performed by the Officer there, without demanding or receiving, directly or indirectly, any Fee, Reward, or Gratuity for the same: And in case the Officers of the Exchequer shall take, or demand, any such Fee or Reward, or shall misapply or divert any of the Monies to be paid into the Exchequer upon this Act, or shall pay or issue out of the same, otherwise than according to the Intent of this Act, or shall not keep such Books or Registers, or make Entries, and do and perform all other Things which by this Act they are directed and required to do and perform, every such Offender shall forfeit his Place, and be for ever after incapable of any Office or Place of Trust whatsoever, and shall answer and pay Treble Costs of Suit to any Contributor, or Person claiming under him, that will sue for the same, to be recovered by Action of Debt, Bill, Complaint, or Information, in any of His Majesty's Courts of Record at Westminster, wherein no Essoin, Protection, Privilege, or Wager of Law, Injunction, or Order of Restraint, or any more than One Imparllance, shall be granted or allowed; and in the said Action the Plaintiff, upon Recovery, shall have full Costs of Suit, One Third of which Sum shall be paid into the said Receipt of Exchequer, for the Benefit of His Majesty,

No Fee to be taken for receiving or paying Contribution-monies, or for any Transfer, etc.

Penalty on Officers of the Exchequer who shall demand any such Fee, or misapply the Monies, etc.

His Heirs and Successors; and the other Two Thirds shall be to and for the Use of the Prosecutor.

Officers, in certain Cases, not to incur any Penalty for making wrong Payments.

Provided always, and be it enacted, That in case any Officer of the Exchequer shall make Payment of any Share or Shares of the said yearly Fund, by this Act directed to be set apart for the Purposes aforesaid, upon any such Certificate or Certificates as aforesaid, such Officer shall not incur any Penalty, Forfeiture, or Disability, though the said Certificate be forged or false, or the said Nominee be dead, unless the said Officer did know, at the Time of such Payment, that the said Nominee was dead, or that the said Certificate was forged or false.

If the Fund to be established for Payment of the Annuities should prove insufficient, the Deficiency to be supplied out of the Sinking Fund;

And it is hereby enacted by the Authority aforesaid, That if, at any Time or Times, it shall happen that the Produce of the Fund, to be established in this Session of Parliament for Payment of the said several Annuities, shall not be sufficient to pay and discharge the several and respective Annuities, and other Charges directed to be paid thereout, at the End of any or either of the respective half-yearly Days of Payment at which the same are hereby directed to be paid, then, and so often, and in every such Case, such Deficiency or Deficiencies shall and may be supplied out of any of the Monies which, at any Time or Times, shall be or remain in the Receipt of the Exchequer, of the Surplusses, Excesses, Overplus Monies, and other Revenues, composing the Fund commonly called The Sinking Fund, (except such Monies of the said Sinking Fund as are appropriated to any particular Use or Uses, by any former Act or Acts of Parliament in that Behalf) and such Monies of the said Sinking Fund shall and may be, from Time to Time, issued and applied accordingly; and if, at any Time or Times, before any Monies of the said Fund, to be established as aforesaid, shall be brought into the Exchequer as aforesaid, there shall happen to be a Want of Money for paying the several Annuities as aforesaid, which shall be actually incurred and grown due at any of the half-yearly Days of Payment before-mentioned, that then, and in every such Case, the Mo-

ney

ney so wanted shall and may be supplied out of the Monies of the Sinking Fund (except as before excepted) and be issued accordingly.

Provided always, and be it enacted by the Authority aforesaid, That whatever Monies shall be issued out of the Sinking Fund shall, from Time to Time, be replaced by and out of the First Supplies to be then-after granted in Parliament.

which Monies shall be replaced out of the next Supplies.

Provided always, and be it enacted by the Authority aforesaid, That in case there shall be any Surplus or Remainder of the Monies arising by the said Fund, after the said several and respective Annuities, and all Arrears thereof, are satisfied, or Money sufficient shall be reserved for that Purpose, such Surplus or Remainder shall, from Time to Time, be reserved for the Disposition of Parliament, and shall not be issued but by the Authority of Parliament, and as shall be directed by future Act or Acts of Parliament, any Thing in any former or other Act or Acts of Parliament to the contrary notwithstanding.

If the Fund shall be more than sufficient to pay the Annuities, the Surplus to be reserved for the Disposition of Parliament

And, for establishing a proper Method for drawing the said Lottery, be it further enacted by the Authority aforesaid, That such Persons as the Commissioners of His Majesty's Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the Time being, shall nominate and appoint, shall be Managers and Directors for preparing and delivering out Tickets, and to oversee the drawing of Lots, and to order, do, and perform such other Matters and Things as are hereafter in and by this Act directed and appointed by such Managers and Directors to be done and performed; and that such Managers and Directors shall meet together, from Time to Time, at some publick Office or Place, for the Execution of the Powers and Trusts in them reposed by this Act; and that the said Managers and Directors, or so many of them as shall be present at any such Meeting, or the major Part of them, shall cause Books to be prepared, in which every Leaf shall be divided or distinguished into Three Columns; and, upon the innermost of the said Three Columns, there shall be printed Forty-eight thou-

Managers and Directors of the Lottery to be appointed by the Treasury.

Method of the Lottery Books.

land

land Tickets, to be numbered One, Two, Three, and so onwards, in an arithmetical Progression, where the common Excess is to be One, until they rise to and for the Number of Forty-eight thousand; and upon the middle Column, in every of the said Books, shall be printed Forty-eight thousand Tickets, of the same Breadth and Form, and numbered in like Manner; and, in the extreme Column of the said Books, there shall be printed a Third Rank or Series of Tickets, of the same Number with those of the other Two Columns; which Tickets shall severally be of an oblong Figure, and in the said Books shall be joined with oblique Lines, Flourishes, or Devices, in such Manner as the said Managers and Directors, or the major Part of them, shall think most safe and convenient; and that every Ticket, in the Third or extreme Column of the said Books, shall have written or printed thereupon (besides the Number of such Ticket) Words or Figures to this Effect:

Ticket.

LOTTERY, Anno 1778.

THE Bearer of this Ticket will be intitled to such beneficial Chance as shall belong thereto, in the Lottery to be drawn in pursuance of an Act made in the Eighteenth Year of His Majesty's Reign.

Managers to examine the Books with the Tickets, and deliver them to the Cashiers of the Bank, taking a Receipt for the same.

And it is hereby further enacted, That the said Managers and Directors, or so many of them as shall be present at any such Meeting, or the major Part of them so present, shall carefully examine all the said Books, with the Tickets therein, and take Care that the same be contrived, numbered, and made, according to the true Intent and Meaning of this Act; and shall deliver, or cause to be delivered, the same Books, and every or any of them, as they shall be examined, to the Cashier or Cashiers of the Governor and Company of the Bank of England, taking from such Cashier or Cashiers an Acknowledgement in Writing, under his or their Hand or Hands, importing his or their Receipt of such Book or Books, and so many Tickets therein as shall be delivered

to him or them respectively, that so the said Cashier or Cashiers may be charged to answer Ten Pounds for every One of the Tickets in the extreme Columns which shall be delivered to him or them, or for so many of them as he or they shall not deliver back to the said Managers and Directors; and all and every such Cashier or Cashiers respectively is and are hereby directed and required, upon his or their Receipt of every or any entire Sum of Ten Pounds, in full Payment for a Ticket, from any Person or Persons respectively contributing or adventuring, as aforesaid, from Time to Time, to cut out of the said Book or Books, so to be put into his or their Custody, through the said oblique Lines, Flourishes, or Devices, indentwise, in the said extreme Columns, such Tickets as shall be necessary to be delivered to the several Persons intitled thereto, as aforesaid; which Tickets the said Cashier or Cashiers shall sign with his or their own Name or Names, and he or they shall permit the respective Person or Persons so intitled, if it be desired, to write his, her, or their Name or Mark on the corresponding Tickets in the same Book or Books; and at the same Time the said Cashier or Cashiers shall deliver to such Person or Persons the Ticket or Tickets so cut off, which he, she, or they, are to keep and use for the better ascertaining and securing the Interest which he, she, or they, his, her, or their Executors, Administrators, Successors, or Assigns, shall or may have in the Drawing of the said Lottery.

And be it further enacted by the Authority aforesaid, That the said Cashier or Cashiers, on or before the Fifteenth Day of October, One thousand seven hundred and seventy-eight, shall redeliver to the said Managers and Directors, at their said Office or Place of Meeting, all the said Books, and therein all the Tickets which the said Cashier or Cashiers shall not have cut out of the same, and delivered to the Persons intitled thereto, as aforesaid; and shall then and there also deliver to the said Managers and Directors a true and just Account in Writing, under his or their Hand or Hands, of all Sums of Money accrued or come to the Hands of such Cashier or Cashiers by or for the Tickets delivered, or to be delivered out,

Cashiers to return the Books, with the undisposed Tickets,

with an Account of Monies paid in.

Undisposed
Tickets to be
delivered into
the Exche-
quer.

pursuant to this Act, and how the same, and how much thereof, shall have been actually paid, by such Cashier or Cashiers, into the Receipt of the Exchequer for the Purposes herein mentioned; and that the said Managers and Directors, or the major Part of them which shall be present as aforesaid, shall forthwith cause all the Tickets of the said outermost Columns, which shall not have been delivered to the Contributors and Adventurers, as aforesaid, (if any such be) to be delivered into the Receipt of His Majesty's Exchequer, there to be retained and kept as Cash, to be issued, sold, and disposed of, for raising Money for the Purposes in this Act mentioned, as any Three of the Commissioners of His Majesty's Treasury, or the High Treasurer for the Time being, shall judge fitting.

Tickets of the
middle Co-
lums to be
rolled up, and
fastened with
Thread or
Silk;

and cut off in-
dentwise into
a Box marked
with the Let-
ter (A).

Box to be
locked up,
and sealed.

And be it further enacted, That the said Managers and Directors, or the major Part of them which shall be present at a Meeting as aforesaid, shall cause all the Tickets of the middle Columns, in the Books made out with Three Columns, as aforesaid, which shall be delivered back to them by or from the said Cashier or Cashiers, as aforesaid, to be carefully rolled up, and made fast with Thread or Silk; and the said Managers and Directors, or the major Part of them as aforesaid, shall, in their Presence, and in the Presence of such Contributors or Adventurers as will be there, cause all the said Tickets which are to be so rolled up and made fast, as aforesaid, to be cut off indentwise through the said oblique Lines, Flourishes, or Devices, into a Box to be prepared for that Purpose, and to be marked with the Letter (A); which is presently to be put up into another strong Box, and to be locked up with Seven different Locks and Keys, to be kept by as many of the said Managers and Directors, and sealed with their Seals, or the Seals of some of them, until the said Tickets are to be drawn, as is herein-after mentioned; and that the Tickets in the First or innermost Columns of the said Books shall remain still in the Books, for discovering any Mistake or Fraud (if any such should happen to be committed) contrary to the true Meaning of this Act.

And

And be it further enacted by the Authority aforesaid, That the said Managers and Directors, or the major Part of them which shall be present at any Meeting as aforesaid, shall also prepare, or cause to be prepared, other Books, in which every Leaf shall be divided or distinguished into Two Columns; and upon the innermost of those Two Columns there shall be printed Forty-eight thousand Tickets, and upon the outermost of the said Two Columns there shall be printed Forty-eight thousand Tickets; all which shall be of equal Length and Breadth, as near as may be; which Two Columns in the said Books shall be joined with some Flourish or Device, through which the outermost Tickets may be cut off indentwise; and that Sixteen thousand and Twenty-four Tickets, Part of those contained in the outermost Columns of the Books last-mentioned, shall be and be called The Fortunate Tickets, to which Benefits shall belong, as is herein-after mentioned: And the said Managers and Directors, or the major Part of them, or such of them as shall be present at a Meeting as aforesaid, shall cause the said Fortunate Tickets to be written upon, or otherwise expressed, as well in Figures as in Words at Length, in Manner following; (that is to say), Upon Two of them severally, Twenty thousand Pounds Principal Money; upon Two of them severally, Ten thousand Pounds Principal Money; upon every One of Four of them severally, Five thousand Pounds Principal Money; upon every One of Ten of them severally, Two thousand Pounds Principal Money; upon every One of Sixteen of them severally, One thousand Pounds Principal Money; upon every One of Thirty of them severally, Five hundred Pounds Principal Money; upon every One of One hundred of them severally, One hundred Pounds Principal Money; upon every One of Three hundred and sixty of them severally, Fifty Pounds Principal Money; and upon every One of Fifteen thousand and five hundred of them severally, Twenty Pounds Principal Money: Which Principal Sums so to be written, or otherwise expressed, upon the said Fortunate Tickets, together with One thousand

Books to be prepared with Two Columns, on each of which 48,000 Tickets are to be printed.

The Number and Value of the Fortunate Tickets.

1000 £. to each First-drawn Ticket of the First Ten Days,

and 1000*l.* to
the Last-
drawn.

Tickets of the
last-mentioned
Book to be
rolled up and
tied.

Publick Notice
to be given of
putting the
Tickets into
the Boxes.

Pounds Principal Money to be allowed to the Owner of the First-drawn Ticket upon each of the First Ten Days of the Drawing of the said Lottery, and One thousand Pounds Principal Money to the Owner of the Last-drawn Ticket, over and above the Benefits which may happen to belong to the Eleven last-mentioned Tickets, or any of them, will amount, in the Whole, to the Sum of Four hundred and eighty thousand Pounds; which said Sum of Four hundred and eighty thousand Pounds, is to be paid at the Bank of England to the Proprietors of the said Fortunate Tickets, in proportion to their respective Interests therein, in such Manner as is appointed by this Act: And the said Managers and Directors, or the major Part of them who shall be present at a Meeting as aforesaid, shall cause all the said Tickets contained in the outermost Columns of the said last-mentioned Books to be, in the Presence of the said Managers and Directors, or the major Part of them which shall be present at a Meeting as aforesaid, and in the Presence of such Contributors or Adventurers as will then be there, to be carefully rolled up and fastened with Thread or Silk, and carefully cut out indentwise through the said Flourish or Device, into another Box to be prepared for this Purpose, and to be marked with the Letter (B); which Box shall be put into another strong Box, and locked up with Seven different Locks and Keys, to be kept by as many of the said Managers, and sealed up with their Seals, or the Seals of some of them, until these Tickets shall also be drawn in the Manner and Form herein-after mentioned; and that the whole Business of rolling up, and cutting off, and putting into the said Boxes the said Tickets, and locking up and sealing the said Boxes, shall be performed by the said Managers and Directors, or such of them as aforesaid, before the last Six Days immediately preceding the Day by this Act appointed for the Drawing the said Lottery: And, to the End every Person concerned may be well assured that the Counterpart of the same Number with his or her Ticket is put into the Box marked with the Letter (A), from whence the same may be drawn, and that other Matters are done as

hereby

hereby directed, some publick Notification in Print shall be given of the precise Time or Times of putting the said Tickets into the said Boxes, to the End that such Contributors or Adventurers as shall be minded to see the same done, may be present at the doing thereof.

And be it further enacted by the Authority aforesaid, That, on or before the Sixteenth Day of November, One thousand seven hundred and seventy-eight, the said Managers and Directors shall cause the said several Boxes, with all the Tickets therein, to be brought into the Guildhall of the City of London, so that the same may be there, and placed on a Table provided for that Purpose, by Nine of the Clock in the Forenoon of the same Day; and shall then and there severally attend this Service, and cause the Two Boxes containing the said Tickets to be severally taken out of the other Two Boxes in which they shall have been locked up; and the Tickets or Lots in the respective innermost Boxes being, in the Presence of the said Managers and Directors, or such of them as shall be then present, and of such Contributors or Adventurers as will be there for the Satisfaction of themselves, well shaken and mingled in each Box distinctly, some One indifferent and fit Person, to be appointed and directed by the said Managers, or the major Part of them, or such of them as shall be then present, shall take out and draw One Ticket from the Box where the said numbered Tickets shall be as aforesaid put, and One other indifferent and fit Person, to be appointed and directed in like Manner, shall take out a Ticket or Lot from the Box where the said Sixteen thousand and twenty-four Fortunate, and Thirty-one thousand nine hundred and seventy-six Blank Tickets, shall be promiscuously put as aforesaid; and immediately both the Tickets so drawn shall be opened, and the Number as well of the Fortunate as the Blank Ticket shall be named aloud; and if the Ticket taken or drawn from the Box containing the Fortunate and Blank Lots shall appear to be a Blank, then the numbered Ticket so drawn, with the said Blank at the same Time drawn, shall both be put upon One File; and if the Ticket so

Lottery to begin drawing on Nov. 16, 1778.

Method to be observed in drawing, &c.

drawn or taken from the Box containing the Fortunate and Blank Lots shall appear to be One of the Fortunate Tickets, then the Principal Sum written upon such Fortunate Ticket, whatsoever it be, shall be entered by a Clerk, which the said Managers, or the major Part of them, as aforesaid, shall employ and oversee for this Purpose, into a Book to be kept for entering the Numbers coming up with the said Fortunate Tickets, and the Principal Sums whereunto they shall be intitled respectively, and Two of the said Managers shall set their Names as Witnesses to such Entries; and the said Fortunate and numbered Tickets so drawn together, shall be put upon another File; and so the said drawing of the Tickets shall continue, by taking One Ticket at a Time out of each Box, and with opening, naming aloud, and filing the same, and by entering the Fortunate Lots in such Method as is before mentioned, until the whole Number of Sixteen thousand and twenty-four Fortunate Tickets, and One more for the last drawn, as aforesaid, shall be completely drawn: And as the same cannot be performed in One Day's Time, the said Managers and Directors shall cause the Boxes to be locked up and sealed in Manner aforesaid, and adjourn till the next Day, and so from Day to Day, and every Day, (except Sunday, Christmas-day, Thanksgiving and Fast Days), and then open the same, and proceed as above, until the said whole Number of Sixteen thousand and twenty-four Fortunate Tickets, and One more, shall be completely drawn, as aforesaid; and afterwards the said numbered Tickets so drawn, with the Fortunate Tickets drawn against the same, shall be and remain in a strong Box locked up as aforesaid, and under the Custody of the said Managers, until they shall take them out to examine, adjust, and settle the Property thereof.

Number of
the Fortunate
Tickets, and
the Sums, to
be printed.

And, to the End the Fortunate may know, whether absent or present, to what Degree they have been so, be it enacted, That the said Managers shall, as soon as conveniently may be after the said drawing is over, cause to be printed and published the Number of the Tickets drawn against each Fortunate Ticket, and the Principal Sum

Sum written on the same; and if any Contention or Dispute shall arise in the adjusting the Property of the said Fortunate Tickets, the major Part of the said Managers agreeing therein shall determine to whom it doth or ought to belong: And if any Person or Persons shall forge or counterfeit, or cause or procure to be forged or counterfeited, or willingly act or assist in the forging or counterfeiting any Ticket or Tickets, Certificate or Certificates, Order or Orders, made forth by virtue of this present Act, or any former Act made for establishing any Lottery or Lotteries, or alter any Number, Figure, or Word therein, or utter, vend, barter, or dispose of, any such false, altered, forged, or counterfeited Ticket or Tickets, Certificate or Certificates, Order or Orders, or shall bring any such forged or counterfeit Ticket, Certificate, or Order, or any such Ticket, Certificate, or Order, the Number whereof, or any Figure or Word therein, shall have been altered, (knowing the same to be such), to the said Managers, or any of them, or to the Cashier or Cashiers, or Accountant-general of the Bank of England for the Time being, or to any other Person or Persons whatsoever, with a fraudulent Intention; or shall willingly aid, abet, assist, hire, or command, any Person or Persons to commit any such Offence or Offences as aforesaid; then, and in every such Case, all and every such Person or Persons, being thereof convicted in due Form of Law, shall be adjudged a Felon, and shall suffer Death as in Cases of Felony without Benefit of Clergy: And the said Managers and Directors, or any Two or more of them, are hereby authorised, required, and empowered, to cause any Person or Persons bringing or uttering such forged or counterfeit Ticket or Tickets, Certificate or Certificates, as aforesaid, or aiding, abetting, assisting, hiring, or commanding, any Person or Persons therein, to be apprehended, and to commit him, her, or them, to His Majesty's Gaol of Newgate, or to the common Gaol of the County or Place where such Person or Persons shall be so apprehended, to be proceeded against for the said Felony according to Law.

Disputes to be
adjusted by the
Managers.

Penalty on
forging Tick-
ets, &c.

Felony.

Offenders (not
in Prison) dis-
covering Per-
sons guilty, to
receive a Par-
don, and 50/
Reward.

And be it further enacted by the Authority aforesaid, That if any Person or Persons who shall commit any such Offence or Offences as aforesaid, or be aiding, abetting, assisting, hiring, or commanding any Person or Persons therein, shall afterwards (being out of Prison) discover any One or more Person or Persons who already have or hereafter shall commit, or be aiding, abetting, or concerned, in any such Offence or Offences as aforesaid, so as such Person or Persons so discovered be lawfully convicted of the same, such Discoverer shall have, and is hereby intitled to, His Majesty's most gracious Pardon for such his or her Offences; and, moreover, shall be intitled to a Reward of Fifty Pounds, lawful Money of Great Britain, for every such Offender so convicted; to be paid out of the Monies arising by virtue of this Act, or any other the Aids or Supplies granted in this Session of Parliament, immediately upon such Conviction as aforesaid.

Provido.

Provided always, and it is hereby further enacted by the Authority aforesaid, That no Attainder for any the Offences aforesaid shall make or work any Corruption of Blood, Loss of Dower, or Disinheritance of Heirs.

Managers to
be sworn.

Provided always, and it is hereby enacted by the Authority aforesaid, That every Person that shall be appointed as aforesaid to be a Manager and Director for putting this Act in Execution, before his acting in such Commission, (except the administering the Oath immediately herein-after mentioned), shall take the Oath following; (that is to say)

The Oath.

I A. B. as a Manager and Director of the Lottery to be drawn in pursuance of an Act of Parliament, made in the Eighteenth Year of His Majesty's Reign, do swear, That I will faithfully execute the Trust reposed in me; and that I will not use any indirect Art or Means, or permit or direct any Person to use any indirect Art or Means, to obtain a Prize or Fortunate Lot therein, for myself, or any other Person whatsoever; and that I will do the utmost of my Endeavour to prevent any undue or sinister Practice to be done by any Person whatsoever; and that I will, to the best of my Judgement, declare to whom any Prize, Lot, or Ticket,

Ticket, of Right does belong, according to the true Intent and Meaning of the said Act.

Which said Oath shall and may be administered by any Two or more of the other Managers and Directors.

Provided always, That it shall and may be lawful to and for the said Cashier or Cashiers, having given Security as aforesaid, at any Time or Times before such Cashier or Cashiers shall have received any Book or Books for the said Lottery from the said Managers, comprehending the said Forty-eight thousand Tickets in Three Columns as aforesaid, to receive, from the said Contributors or Adventurers, or their Executors, Administrators, Successors, or Assigns, the Monies to be by them respectively paid on Account of the said Lottery, at One intire Payment, or in such Proportions and Manner as aforesaid, before such Cashier or Cashiers shall have received such Book or Books; and the said Cashier or Cashiers shall give a Note or Receipt, under his or their Hand or Hands, for the Sum or Sums so paid; and shall be obliged thereby, and by this Act, to give the Bearer of every such Note or Receipt a Ticket or Tickets, of the extreme Column of the Three Columns Book or Books aforesaid, for every Ten Pounds so contributed, paid, or answered, as soon as he or they shall be enabled thereunto, by Delivery of any such Book or Books to him or them from the said Managers as aforesaid; any Thing herein contained to the contrary notwithstanding.

Cashier may receive the Sums subscribed before receiving the Lottery Book;

giving a Note for the same; which shall entitle the Bearer to a Ticket for every 10^l. so paid.

Provided also, That in case any such Contributor or Adventurer as aforesaid, who shall have advanced and paid down to such Cashier or Cashiers a Proportion of his, her, or their Consideration-money, towards the said Lottery, his, her, or their Executors, Administrators, Successors, or Assigns, do not advance and pay, unto such Cashier or Cashiers, the remaining Part of his, her, or their Consideration-money, so to be paid in full for such Ticket or Tickets, on or before the Times for paying thereof as aforesaid; that then, and in every such Case, every such Contributor or Adventurer shall forfeit and

Contributors not making good their Payments within the Times limited,

forfeit their Deposits with respect to the Lottery;

lose

and the Tickets for such Sums to be delivered into the Exchequer.

lose to His Majesty, for the Use of the Publick, the Proportion of his, her, or their Purchase-money, which he, she, or they, shall have so paid down as aforesaid towards the Lottery; and in such Case, no Ticket or Tickets shall be delivered out, by the said Cashier or Cashiers, to such Contributor or Contributors, Adventurer or Adventurers, making such Default, but the Ticket and Tickets, which should have been delivered to them respectively, had they paid the full Money for the same, shall be returned or delivered to the said Managers and Directors, by the said Cashier or Cashiers, together with the other Tickets (if any) in the outermost Column of the Book and Books first herein-mentioned and directed to be prepared, which shall not have been disposed of as aforesaid; and such Ticket and Tickets, upon and for which such Defaults of Payments shall have been made as aforesaid, shall be delivered into the Receipt of His Majesty's Exchequer, with other the said undisposed Tickets (if any), there to be retained and kept as Cash, and to be issued, sold, and disposed of, for the Purposes and in the Manner herein-before directed and appointed with respect to the said undisposed Tickets; and the said Contributor and Contributors, Adventurer and Adventurers, making such Default, shall not have or receive, or be intitled to have or receive, any Benefit or Advantage for or in respect of the Money which he, she, or they, shall have paid for or towards the Purchase of such Ticket or Tickets; any Thing herein contained to the contrary notwithstanding.

Commissioners of the Treasury may reward the Managers, &c. as they shall think fit.

Provided also, and it is hereby enacted by the Authority aforesaid, That out of the Monies to arise by the Contributions to the said Lottery, or out of any other the Aids or Supplies granted in this Session of Parliament, for the Service of the Year One thousand seven hundred and seventy-eight, it shall and may be lawful to and for any Three or more of the Commissioners of the Treasury, or the High Treasurer for the Time being, to reward the said Managers and Directors, and the Clerks and Officers to be employed by and under them, and any other Officers and Persons that shall and may be

be any-ways employed in this Affair, for their Labour and Pains, and to discharge such incident Expences as shall necessarily attend the Execution of this Act, in such Manner as any Three or more of the Commissioners of the Treasury, or the High Treasurer for the Time being, shall, from Time to Time, think fit and reasonable in that Behalf; any Thing in this Act contained to the contrary notwithstanding.

And be it further enacted by the Authority aforesaid, Limitation of the Sale of Chances, etc. That no Person or Persons shall sell the Chance or Chances of any Ticket or Tickets in the said Lottery, or any Share or Shares of any Ticket or Tickets in the said Lottery, for a Day, or Part of a Day, or for a longer Time less than the whole Time of drawing the Lottery then to come; or shall receive any Money whatsoever in Consideration of the Repayment of any Sum or Sums of Money, in case any Ticket or Tickets in the said Lottery shall prove fortunate; or in case of any Chance or Event relating to the drawing of any Ticket or Tickets in the said Lottery, either as to the Time of such Ticket or Tickets being drawn, or whether such Ticket or Tickets be drawn fortunate or unfortunate; or shall publish any Proposals for any such Purposes as aforesaid, contrary to the true Intent and Meaning of this Act: And all and every Person and Persons who Penalty. shall offend in any of the said Matters, shall forfeit and pay, for every such Offence, the Sum of Five hundred Pounds; to be recovered, with Costs of Suit, by Action of Debt, Bill, Complaint, or Information, in any of His Majesty's Courts of Record at Westminster, in which no Essoin, Protection, Privilege, or Wager of Law, or more than One Imparlance, shall be allowed; One Moiety whereof to be for the Use of His Majesty, His Heirs or Successors, and the other Moiety, together with full Costs of Suit, to be paid to the Person or Persons who shall sue for the same; and every such Sale or Contract, and every Agreement relating thereto, shall be, and is hereby declared null and void.

And be it further enacted by the Authority aforesaid, Office-keepers, etc. selling Shares in Tickets of That if any Person or Persons shall keep any Office or Offices,

which they
are not pos-
sessed, forfeit
500*l.* and suf-
fer Three
Months Im-
prisonment.

Offices, or shall print or publish any Scheme or Proposal for receiving any Sum or Sums of Money in Consideration of any Interest to be granted for the same in any Ticket or Tickets in the said Lottery, whereof such Person or Persons shall not then, and at the actual Time of drawing such Ticket or Tickets, be possessed, or in Consideration of any Sum or Sums of Money to be repaid, in case any Ticket, or Number of Tickets, in the said Lottery, which shall not then, and at the actual Time of drawing the said Ticket or Tickets, be in the Possession of such Person or Persons, shall at any Time, during the drawing of the said Lottery, prove Fortunate or Unfortunate; all and every such Person and Persons shall forfeit and pay the Sum of Five hundred Pounds, to be recovered with full Costs of Suit, by Action of Debt, Bill, Complaint, or Information, in any of His Majesty's Courts of Record at Westminster, in which no Escoin, Protection, Wager of Law, or more than One Imparlance, shall be allowed; One moiety whereof to be for the Use of His Majesty, His Heirs or Successors, and the other moiety, together with full Costs of Suit, to be paid to the Person or Persons who shall inform or sue for the same, and also shall suffer Three Months Imprisonment without Bail or Mainprize.

After April
28, 1778, no
Person to keep
a Lottery-
office without
a Licence.

And be it further enacted by the Authority aforesaid, That, from and after the Twenty-eighth Day of April, One thousand seven hundred and seventy-eight, no Person or Persons whatsoever shall, publicly or privately, set up, exercise, keep, or open, by himself, or any other Person or Persons, any Office or Place for buying, selling, insuring, registering, giving, or otherwise dealing in, any Tickets or Chances, or Parts thereof, or on the Number or Numbers of any Ticket or Tickets in any Lottery whatsoever, or shall, by Writing or Printing, publish the setting up or using any such Office or Place, without first taking out a Licence for that Purpose, in Manner hereafter-mentioned, before he, she, or they, shall so set up, keep open, or publish, any such Office or Place as aforesaid.

And be it further enacted by the Authority aforesaid, That, from and after the said Twenty-eighth Day of April, One thousand seven hundred and seventy-eight, for every Licence to be taken out by any Person or Persons, for every such Office or Place used for dealing in, or concerning Lottery Tickets, as aforesaid, there shall be paid unto His Majesty, His Heirs and Successors, (over and above all other Duties, to which the Person or Persons taking out the same may be respectively liable, as Brokers, or otherwise) the Sum of Fifty Pounds, immediately upon taking out such Licence; and every such Licence shall be granted under the Hands and Seals of Two or more of the Managers and Directors of the Lottery for the Time being, and the Duty for the same shall be paid at their Office in London, or at such other Place, and to such Person or Persons, as the said Managers and Directors shall appoint to deliver out such Licences respectively, and to receive the said Duties; and they are hereby respectively authorized and required to grant and deliver such Licences to all Persons applying for the same, upon their Payment of Fifty Pounds for each Licence as aforesaid.

Each Licence
to cost 50 l.;

and shall be
granted under
the Hands and
Seals of Two
Managers.

And it is hereby further enacted by the Authority aforesaid, That every such Licence shall set forth the true Name and Place of Abode of the Person or Persons taking out the same; and also the Place where such Business or Dealing shall be carried on; and such Licences shall continue in Force for Twelve Calendar Months from the Date thereof, and no longer; and every Person acting or dealing in any of the Matters therein contained, after the Expiration of such Licence, without first taking out such Licence, and renewing the same yearly, in Manner aforesaid, shall respectively forfeit, for each Offence, the Sum of One hundred Pounds; to be recovered and distributed in Manner hereafter mentioned.

Licence to set
forth the
Name of the
Person taking
out the same,
etc. and to
continue in
Force for
One Year.

And be it further enacted by the Authority aforesaid, That every Person who, after the said Twenty-eighth Day of April, One thousand seven hundred and seventy-eight, shall publish, open, set up, or keep, any such

Persons keep-
ing any Of-
fice contrary
to this Act, to
forfeit 100 l.

Office or Place, under any the Denominations aforesaid, or any like Denominations, contrary to the Intent and Meaning of this present Act, shall forfeit, for every such Offence, the Sum of One hundred Pounds.

Produce of the Duty on Licences to be applied towards defraying the Expences of the Lottery.

And be it enacted by the Authority aforesaid, That all the Monies to arise by the Duty hereby granted for Licences as aforesaid, shall be applied towards defraying the Expences attending the Commission to be made forth for managing, directing, and drawing, the Lottery hereby established, in such Manner as the Commissioners of the Treasury, or any Three or more of them, or the High Treasurer for the Time being, shall direct, authorize, and approve.

No Person to sell any Share of a Ticket less than a Sixteenth,

And whereas the dividing of Chances or Tickets in a Lottery into very small Shares, has been found mischievous, be it further enacted by the Authority aforesaid, That no Person or Persons, so licensed as aforesaid, shall sell any Share or Shares of any Ticket or Tickets in the said Lottery, or of the Chance or Chances of any Ticket or Tickets in the said Lottery, in any smaller Share or Proportion than One Sixteenth Part or Share only, or shall publish any Proposals for selling any Share or Shares of any Ticket or Tickets in the said Lottery, or of any Chance of any Ticket or Tickets in the same, in any smaller Share or Proportion, than One Sixteenth Part or Share, contrary to the true Intent and Meaning of this Act; every Person who shall offend in any of the said Matters, shall forfeit and pay, for every such Offence, the Sum of Fifty Pounds, to be recovered and distributed in Manner hereafter mentioned; and every such Sale or Contract, and every Agreement relating thereto, shall be, and is hereby declared null and void.

on Penalty of 50 l.

Penalty on Persons promising to pay any Money upon any Chance relating to the drawing of the Lottery, contrary to this Act.

And be it further enacted by the Authority aforesaid, That no Person or Persons shall, under the Denomination of Sale of any Goods, Wares, or Merchandizes, or with or without Consideration, or under any Pretence, or in any Manner whatsoever, promise or agree to pay any Sum or Sums of Money, upon any Chance or Event whatsoever relating to the drawing of any Ticket

Ticket or Tickets in the said Lottery, or shall publish any Proposals for any such Purposes as aforesaid, contrary to the true Intent and Meaning of this Act; and every Person and Persons who shall offend in any of the said Matters, shall forfeit and pay, for every such Offence, the Sum of Fifty Pounds; to be recovered and distributed in the Manner hereafter mentioned; and every such Promise or Contract, and every Agreement relating thereto, shall be, and is hereby declared null and void.

Provided always, and it is hereby further enacted by the Authority aforesaid, That no such Office or Place kept for any of the said Purposes, so licensed as aforesaid, shall be open for any of the said Purposes, or for the Transaction of any Business relating to the Lottery, after the Hour of Eight in the Evening, except on the Evening of the Saturday preceding the Drawing of the said Lottery; and that the said Limitation or Restriction in Point of Time shall be inserted in, and made a Condition of, every such Licence; and in case of any Breach of the said Condition, such Licence shall be forfeited, and shall and may be revoked by any Two or more of the said Managers and Directors; and (over and besides all other Penalties to which such Person or Persons may be liable) such Licence shall not be renewed, nor shall any new Licence be granted to, or for the Benefit of, the same Person or Persons, directly or indirectly, for keeping any such Office or Place for any of the Purposes aforesaid.

No Business to be transacted at any Lottery-office after Eight in the Evening.

Exception.

And whereas many Persons have offended against former Acts made for establishing Lotteries, in such Manner that they could not be prosecuted to Conviction, by Action of Debt, Bill, Complaint, or Information, in the regular Course of Law, within the Period of Drawing a Lottery, and having made their Profit thereof, have easily avoided the Penalties incurred for such Offences by suddenly removing themselves; be it therefore enacted by the Authority aforesaid, That, from and after the said Twenty-eighth Day of April, One thousand seven hundred and seventy-eight, it shall and may be lawful

Two Justices may summon Offenders against this Act, and, on Proof of the Offence, convict them in Penalties, etc.

lawful to and for any Two or more of His Majesty's Justices of the Peace, for the County, City, Town, or Place, where any Offences shall be committed against this Act, upon Information or Complaint made to them upon Oath (which Oath they are hereby authorized to administer) against any Person or Persons offending against this Act, to summon the Party offending, and, upon full and sufficient Proof being produced, to convict the Person or Persons so offending against this Act in the penal Sum or Sums to be forfeited and paid by such Offender or Offenders as aforesaid; and the Person or Persons so convicted shall, immediately after such Conviction, pay such Penalty to such Justices of the Peace as aforesaid; One Moiety whereof shall be for the Use and Benefit of such Person or Persons as shall first inform and prosecute for the same, and the other Moiety to be applied to the same Uses and Purposes as the Monies arising by the Duty on Licences granted by this Act are directed to be applied: And, upon the Neglect or Refusal of such Offender or Offenders to pay such Penalty or Penalties in Manner aforesaid, the said Justices, before whom such Offender or Offenders shall be convicted, are hereby authorized and required to grant a Warrant of Distress, to levy such Penalty or Penalties of the Goods and Chattels of such Offender or Offenders; and in case no sufficient Distress shall be found, then to commit such Offender or Offenders to the common Gaol for such County, City, or Place, there to remain for any Time not exceeding Three Months, or until the Money so forfeited shall be fully paid and satisfied.

If Penalties are not immediately paid, they may be levied by Distress.

On Failure of Distress, Offender to be committed.

Any Person forging a Licence, shall forfeit 500 l. etc.

And be it further enacted by the Authority aforesaid; That if any Person or Persons whatsoever shall forge or counterfeit any Licence or Licences, to be made forth by virtue of this Act for the Purposes aforesaid, such Person or Persons shall forfeit the Sum of five hundred Pounds, One Moiety thereof to His Majesty, His Heirs and Successors, and the other Moiety to him that shall prosecute or sue for the same; to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, in which no

Essoin,

Escoi, Protection, Wager of Law, or more than One Imparlance, shall be allowed; and shall be subject to such other Penalties as may be inflicted on Persons for Forgery.

And, to prevent many Abuses which have been committed in the selling of Lottery Tickets in Shares, be it enacted by the Authority aforesaid, That any Three or more of the Commissioners of the Treasury, or the High Treasurer for the Time being, shall and may, on or before the Twenty-eighth Day of April, One thousand seven hundred and seventy-eight, institute and establish, and are and is hereby authorised and required to institute and establish, an Office, within the City of London, for the Purposes herein-after mentioned; and that any Three or more of the said Commissioners, or the said High Treasurer for the Time being, shall appoint, and are and is hereby authorised and required to appoint, some One or more fit and proper Person or Persons to officiate in, and to conduct the Business of, the said Office (taking such Security for the full and true Performance of his or their Duty therein, as to any Three or more of the said Commissioners, or to the said High Treasurer for the Time being, shall seem requisite and necessary); and that each and every Ticket in the said Lottery, before it shall be divided into or sold in Shares, shall be brought to the said Office, and shall be there deposited and left with the said Officer or Officers so to be appointed as aforesaid, who is or are hereby authorised to receive the same.

Commissioners of the Treasury to establish an Office in London, and to appoint a Person to conduct the Business thereof;

with whom all Tickets, before they are divided into Shares, shall be deposited.

And be it further enacted by the Authority aforesaid, That the said Officer or Officers so to be appointed as aforesaid, or his or their Deputy or Deputies, shall, and is and are hereby authorised and required to stamp and mark each and every Share of each and every such Ticket in the said Lottery, so deposited as aforesaid, with some Flourish or Device engraved thereon; and that the said Officer or Officers so to be appointed as aforesaid, or his or their Deputy or Deputies, upon the Receipt of every such Ticket in the said Lottery for the Purpose aforesaid, shall give a Receipt to the Holder or Proprietor, at whose Office such Ticket is or shall be shared or divided,

All Shares to be stamped by the Officer,

who shall give a Receipt for every Ticket deposited with him.

Time to Time, and at all seasonable Times, resort to and inspect, on Payment of the Sum of Two-pence, of lawful Money of Great Britain, to the said Officer or Officers so to be appointed as aforesaid.

And be it further enacted by the Authority aforesaid, That, upon the leaving and depositing of any Ticket in the said Lottery at or in the said Office, with the said Officer or Officers so to be appointed as aforesaid, for the Purpose aforesaid, the Person or Persons who shall so leave and deposit the same shall pay to the said Officer or Officers so to be appointed as aforesaid, for each and every Share into which each and every such Ticket in the said Lottery shall be divided by the said Officer or Officers so to be appointed as aforesaid, the Sum of Two-pence of lawful Money of Great Britain; and that with the Monies arising from such Fee to be paid as aforesaid, the said Officer or Officers so to be appointed as aforesaid, shall bear and pay all such incident Charges and Expences as shall or may attend the Receipt, Entry, and taking Care of all such Tickets in the said Lottery, as shall be brought to and deposited in the said Office as aforesaid, for the Purpose aforesaid, and all other Expences attendant on the said Office.

2 d. for each Share to be paid to the Officer on depositing Tickets in the Office;

who shall therewith pay all Expences incident to the Office.

And be it further enacted by the Authority aforesaid, That if any Person or Persons whomsoever shall, at any Time or Times hereafter, sell or expose to Sale any Share of any Ticket in the said Lottery, without such Share shall have been first stamped and marked by the said Officer or Officers, pursuant to this Act; that then, and in such Case, all and every such Person and Persons so offending, upon being convicted thereof before any One Justice of the Peace for any County, Riding, or Division, or before the Mayor, or other Justice or Justices of the Peace, for any City or Town Corporate, upon the Oath or Oaths of One or more credible Witnesses or Witnesses, (which said Oaths the said Justices of the Peace and Mayor are hereby authorized, empowered, and required to administer), or upon the View of such Justice or Justices, or the Mayor, Justice or Justices, for any City or Town Corporate, or on the Confession

Penalty on selling any Share of a Ticket without a Stamp.

Application
thereof.

Penalty on
forging or
altering Re-
ceipts, or ut-
tering the
same with a
fraudulent
Intention.

feſſion of the Party or Parties accuſed, ſhall forfeit and pay the Sum of Fifty Pounds for each and every Share ſo ſold, or expoſed to Sale, as aforeſaid ; to be levied by Diſtreſs and Sale of the Offender's Goods, by War- rant under the Hands and Seals of One or more Juſtice or Juſtices of the Peace of ſuch County, Riding, Di- viſion, City, or Town, where the Offence ſhall be com- mitted ; which ſaid Forfeitures, when recovered, after deducting the reaſonable Charges of ſuch Proſecution, ſhall go and be applied, One-third thereof to the Informer, and the remaining Two-thirds to the Uſe of the Poor of the Pariſh where ſuch Offence ſhall be committed.

And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall preſume to forge or counterfeit, or to cauſe or procure to be forged or coun- terfeited, or ſhall willingly act or aſſiſt in the forging or counterfeiting of any Receipt or Receipts for, or any Share or Shares of, any Ticket or Tickets, ſigned, divided, made, and delivered out, by virtue of this Act, or alter any Number, Figure, Word, or Stamp, therein or thereon, or utter, vend, barter, or diſpoſe of, any ſuch forged, counterfeited, or altered Receipt or Receipts for Share or Shares of any Ticket or Tickets, or ſhall bring any ſuch forged or counterfeit Receipt or Receipts, or any Share or Shares the Stamp whereof, or any Figure or Word therein, ſhall have been altered, (know- ing the ſame to be ſuch), to any Perſon or Perſons whomſoever with a fraudulent Intention, or ſhall wil- lingly aid, abet, aſſiſt, hire, or command, any Perſon or Perſons to commit any ſuch Offence or Offences as aforeſaid ; then, and in every ſuch Caſe, all and every ſuch Perſon or Perſons ſo offending, and being thereof convicted in due Form of Law, ſhall forfeit and incur the ſame Penalty, to be recovered in the ſame Manner, and ſuffer the ſame Punishment, as is herein-before inflicted and declared in reſpect to the forging or counterfeiting of a Licence in this Act before mentioned.

No Perſon
ſhall keep any
Office for the
Sale of Tick-
ets, etc. in
Oxford or
Cambridge,

And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons ſhall ſet up, exerciſe, keep, or open, by himſelf or others, any Office or Place for buying,

buying, selling, or otherwise dealing in any Tickets, or any Interest in any Ticket or Tickets in the said Lottery; or shall, by Writing or Printing, publish the setting up or using any such Office or Place, within the University of Oxford, and the Precincts thereof, or within the University of Cambridge, and the Precincts thereof: And all and every such Person and Persons who shall offend in any of the Matters aforesaid, contrary to the true Intent and Meaning of this Act, shall forfeit and pay, for every such Offence, the Sum of Twenty Pounds; One Moiety thereof to the Use of His Majesty, His Heirs and Successors, and the other Moiety to the Informer: And all such Persons shall and may be prosecuted and proceeded against, for the said Forfeitures, in the Courts of the Chancellors or Vice-chancellors of the said Universities respectively, in a summary Way, by summoning the Party accused to appear in the said Courts respectively; and on Appearance, or Contempt of the Party accused by not appearing, being duly summoned, and Oath thereof made, such Courts may examine the Matter, and upon Confession of the Party accused, or on the Oath of One credible Witness of such Party's having offended against this Act, such Courts respectively shall and may give Sentence against such Party, and issue their Warrant or Warrants for levying the said Forfeitures by Distress and Sale of the Goods of the Party offending, rendering the Overplus (if any) to the Party on whom such Distress shall be made; and for Want of such Distress, shall and may commit such Offender or Offenders to the House of Correction, there to remain, without Bail or Mainprize, for the Space of Six Months; and such Sentence or Sentences shall be, and are hereby declared to be taken and adjudged to be, good, valid, and effectual in the Law; and that no Writ of Certiorari, or other Process, shall issue or be issuable to remove any such Sentence from the said Courts of the said Chancellors or Vice-chancellors respectively, or to remove any Order or other Proceedings made or taken by the said Courts respectively, upon, touching, or concerning any such Sentence, into any of His Majesty's Courts

on Penalty
of 20 l.

Offenders may
be prosecuted
in the Vice-
chancellor's
Court.

Forfeitures
may be levied
by Distress,
&c.

Proceeding
not to be re-
moved by
Certiorari,
until sufficient
Surety is
given to pro-
secute the
same with
Effect, &c.

Courts of Record at Westminster, until the Party or Parties against whom such Sentence shall be given, before the Allowance of such Writ of Certiorari or other Process, shall find Two sufficient Sureties, to become bound to the Prosecutor or Prosecutors of such Offenders in the Sum of Two hundred Pounds, with Condition to prosecute the same with Effect within Twelve Months, and to pay unto the Prosecutor or Prosecutors his or their full Costs and Charges of the Removal of such Sentence, and the Proceedings thereon, in case such Sentence shall be affirmed; any Law, Statute, Provision, or Usage to the contrary notwithstanding.

This Act not to prejudice the Privileges and Jurisdictions of the Mayor, &c. of Oxford.

Provided always, That this Act, or any Thing herein contained, shall not in any wise be construed to prejudice or confirm any of the Liberties, Privileges, Franchises, Jurisdictions, Powers, and Authorities, appertaining or belonging to the Mayor, Bailiffs, and Commonalty of the City of Oxford, or to any of them; but that they and every of them, and their Successors, may have, hold, use, and enjoy, all their Liberties, Privileges, Franchises, Jurisdictions, Powers, and Authorities, in such large and ample wise as though this present Act had never been had or made.

Offences committed in Ireland against British Acts for preventing unlawful Lotteries, made punishable:

Penalties may be sued for in Dublin.

And be it further enacted by the Authority aforesaid, That if any Offence against this Act, or any of the Acts of Parliament made in this Kingdom for preventing private and unlawful Lotteries, shall be committed in Ireland, the Offender shall incur the like Penalty and Punishment, to be inflicted in like Manner as if the Offence was committed in this Kingdom; and that such Penalties as by this Act, or any of the said Acts, are directed to be recovered in any of His Majesty's Courts of Record at Westminster, shall, in case of Offences committed against this Act, or any of the said Acts, in Ireland, be recovered in any of His Majesty's Courts of Record in Dublin.

The 480,000*l.* for the Payment of the Fortunate Tickets, to be charged on any Supplies granted this Session;

And be it further enacted by the Authority aforesaid, That the Sum of Four hundred and eighty thousand Pounds as aforesaid, to be paid for and in respect of all the said Fortunate Tickets, shall be, and is hereby charged

charged upon, and shall be issued and paid out of, all or any the Aids or Supplies granted in this Session of Parliament for the Service of the Year One thousand seven hundred and seventy-eight, in Manner herein-before mentioned, and shall be paid upon Demand by the said Governour and Company of the Bank of England, in Money, without any Deduction whatsoever, to the respective Proprietors of such Fortunate Tickets, on the First Day of March, One thousand seven hundred and seventy-nine, or as soon thereafter as Certificates can be made out for ascertaining, in Manner herein-after mentioned, the Sums to be paid upon the said Tickets; which Tickets, after the drawing of the said Lottery is completed and ended, shall be exchanged for Certificates, to be signed by such of the said Managers as shall be appointed for that Purpose.

and shall be paid to the Proprietors, without any Deduction, on March 1, 1779, etc.

And, to the End that all and every the Payments upon the Fortunate Tickets may be more easily ascertained, settled, and adjusted, for the Persons who shall become intitled thereunto, be it further enacted, That such of the said Managers, as any Three or more of the Commissioners of the Treasury, or the High Treasurer for the Time being, shall appoint to take in the said Fortunate Tickets, and deliver out the said Certificates for and in lieu thereof, shall, as soon as may be, give Notice by Advertisement, to be printed and published in Manner as they shall think fit, of the Days and Times for taking in the said Fortunate Tickets, and delivering out of the said Certificates for and in lieu of the same; and every Certificate shall be numbered in Course, according to the bringing the Tickets to the Managers so to be appointed for exchanging the same; to which Purpose such Managers shall enter, or cause to be entered, in a Book or Books to be by them kept for that Purpose, the Name of every Person who shall bring any such Fortunate Ticket or Tickets to be exchanged for such Certificate or Certificates, and the Number or Numbers of the Fortunate Ticket or Tickets which shall be so brought, the Value in Money payable thereupon, and the Day of the Month, and the Year of

Managers to give Notice of the Times for exchanging Tickets for Certificates.

Certificates to be numbered, &c.

and signed,
etc.

our Lord, when the same was so brought; which Book and Books shall lie open in the Office to be appointed for taking in the said Tickets to be exchanged for such Certificates, for all Persons concerned to peruse; all which Certificates shall be signed by the Managers so to be appointed, or the major Part of them, and be directed to the Chief Cashier or Cashiers of the Bank of England.

No Fee to be
taken for re-
ceiving or
paying Con-
tribution-mo-
nies, or for
any Receipts,
etc.

on Penalty
of 20*l*.

And be it further enacted, That no Fee, Reward, or Gratuity whatsoever, shall be demanded or taken of any of His Majesty's Subjects for receiving or paying the said Subscription or Contribution-monies, or any of them, or for any Receipts concerning the same, or for issuing the Monies payable in respect of the said Fortunate Tickets, upon Pain that any Officer or Person offending, by taking or demanding any such Fee, Reward, or Gratuity, shall, for every such Offence, forfeit the Sum of Twenty Pounds to the Party aggrieved, with full Costs of Suit; to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, wherein no Essoin, Protection, Privilege, or Wager of Law, Injunction, or Order of Restraint, or any more than One Impar lance, shall be granted or allowed.

General Issue.

Treble Costs.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall be sued, molested, or prosecuted, for any Thing done by virtue or in pursuance of this Act, such Person or Persons shall and may plead the General Issue, and give this Act, and the special Matter, in Evidence, in his, her, or their Defence or Defences; and if afterwards a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall discontinue his, her, or their Action or Prosecution, or be nonsuited, or Judgement shall be given against him, her, or them, upon Demurrer, or otherwise; then such Defendant or Defendants shall have Treble Costs awarded to him, her, or them, against any such Plaintiff or Plaintiffs.

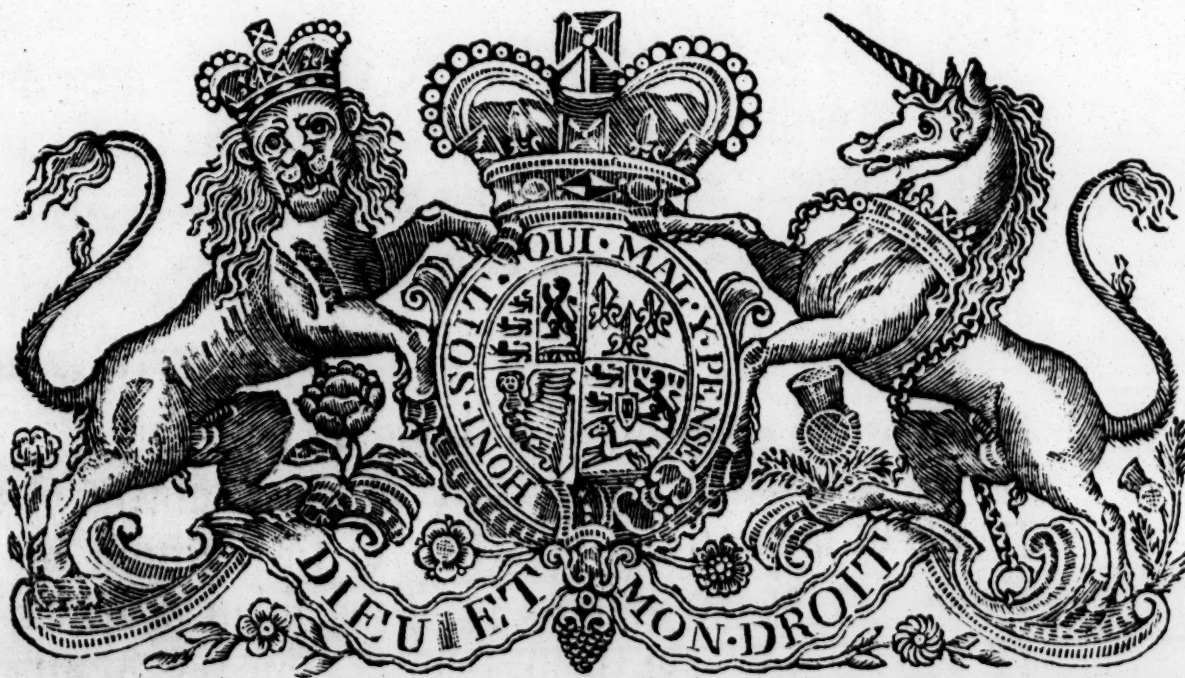
ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

THE

PROCEEDINGS

OF THE

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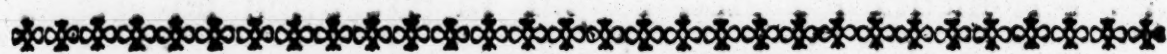
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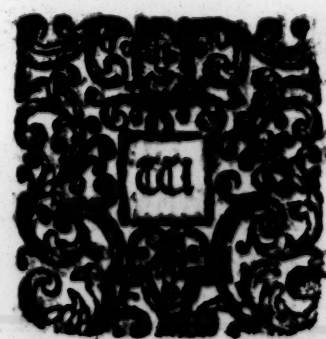
ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXIII.

An Act for appointing Commissioners to put in Execution an Act of this Session of Parliament, intituled, *An Act for granting an Aid to His Majesty by a Land Tax, to be raised in Great Britain, for the Service of the Year One thousand seven hundred and seventy-eight*, together with those named in Two former Acts for appointing Commissioners of the Land Tax.



WH^{EREAS} it is necessary to appoint additional Commissioners to put in Execution an Act of this Session of Parliament, (intituled, *An Act for granting an Aid to His Majesty by a Land Tax, to be raised in Great Britain, for the Service of the Year One thousand seven hundred and seventy-eight*), together with those named in Two Acts made, One in the Fifteenth Year of the Reign of His present Majesty,

Preamble;

reciting Land
Tax Act of
this Session,

15 Geo. III.

Majesty, (intituled, An Act for appointing Commissioners for putting in Execution an Act of this Session of Parliament, intituled, *An Act for granting an Aid to His Majesty by a Land Tax, to be raised in Great Britain, for the Service of the Year One thousand seven hundred and seventy-five*), and the other in the Sixteenth Year of the Reign of

and 16 Geo. III.

His present Majesty, (intituled, An Act for rectifying Mistakes in the Names of several of the Commissioners appointed by an Act, made in the last Session of Parliament, to put in Execution an Act made in the same Session, intituled, *An Act for granting an Aid to His Majesty by a Land Tax, to be raised in Great Britain, for the Service of the Year One thousand seven hundred and seventy-five*; and for appointing other Commissioners, together with those named in the first-mentioned Act, to put in Execution an Act of this Session of Parliament, for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-six); may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the several and respective Persons herein-after named shall and may, and are hereby empowered and authorized to put in Execution the said Act, passed in this Session of Parliament, for granting an Aid to His Majesty by a Land Tax, and all the Clauses, Powers, Matters, and Things whatsoever therein contained, as Commissioners of the Land Tax in and for the several and respective Counties and Places of Great Britain herein-after severally and respectively mentioned and expressed, as if they had been named with the other Commissioners in the said Acts, the said Persons being nevertheless subject and liable to such and the same Qualifications, Penalties, and Forfeitures, as are in the said Acts appointed and required, with respect to the Commissioners therein named; (that is to say),

The Persons herein-after named to be added to the Commissioners for executing the Land Tax Act.

For the rest of the County of Bedford.

George Pauncefort, John Cater, Hillersden,
Dennis, the Reverend John Hawkins, Joseph
Cardale, William Smith, Clerks; William Thornton As-
tell, Samuel Kettilby D. D. Robert Willan Clerk, Sa-
muel Sutton, John Dilly, John Barber, William Squire,
Thomas Crosse.

For the rest of the County of Berks.

Alexander Popham, George Windham, Henry Colfell,
James Hayes junior, James Payn, James Pile, Jerome
Knapp, John Young, John Grant, John Searle, John
Franklin, John Langton, John Phillips, John Stephenfon,
John Wilcox, John Hall, Morrough Earl of Inchiquin
in Ireland, Nathaniel Newberry, Richard Goodenough,
Thomas Hall, Thomas Parry, William Heberden M. D.
William Pitt, William Phillips, Walter James, Henry
Dodwell Clerk, Stephen Gage Clerk, Henry Stone, Ben-
jamin Beaver, Joseph Marlot, Stephen Round of Windsor,
Winchcombe Henry Hartley.

For the Town of Buckingham, with Borton, Borton-
hold, Prebend-end, and Lendborough.

Sir John Chetwode Baronet, Edward Gibbon, Thomas
Theed, the Reverend Morgan Morgan, Alexander Norton,
Thomas Sheppard, Joseph Bullock, Thomas Bullock,
Charles Webb.

For the County of Bucks.

John Cleoburey D. D. Thomas Powys Clerk, John
Mafon, Aaron Medwin, Graham Hanmer Clerk, Thomas
5 Y Hanmer,

Hanmer, Edward Whitmore Clerk, Thomas Prentice of
Winflow Surgeon, Thomas Smith of Wendover Clerk,
De Salis D. D. William Mainwaring, Wil-
liam Blake, John Pettiward, Robert Campbell, George
Shergold, John Chalmers D. D. Morgan Jones Clerk,
William Gill.

For the Town of Cambridge.

Thomas Cheetham, Stephen Harrison, John Mortlock,
Samuel Banks, James Burleigh junior, Joseph Merrill,
Thomas Smith, Edward Guillam junior.

For the Isle of Ely.

Mathew Adams, Thomas Binks, John Crabb, William
Camps, William Corthorn senior, John Clipson, Edward
Cross, Cornelius Gay, Marriot Gardner, Philip Hopkins,
John Hurlock, Thomas Hanson, Thomas Hammond,
Richard Hammond, James Ind, Joseph Johnson, Thomas
Johnson, John Ibbatt, William Langman, Robert Hutch-
inson Lewin, William Mathews, Henry Lawrence Mayd-
well, Thomas Charles Cadwallader Moore Clerk, Chris-
topher Potter, John Pake, Samuel Palmer, William Purkis
Clerk, John Shirley Parker, John Richards, John Ratliff,
John Swaine Clerk, Luke Simpson junior, John Stona,
Henry Tansley, George Waddington, Thomas Ware.

For the rest of the County of Cambridge.

Bendyshe, Oliver Godfrey, Stephen Harrison, Tho-
mas Hudson Clerk, Richard Haighton Clerk, Montfort
Holben, James Ind, John Mortlock, Christopher Potter,
John Shirley Parker, William Roberte, Nathaniel Wedd,
William Purkis Clerk.

For the County of Chester.

Sir Peter Warburton Baronet, Richard Whitworth, the Reverend Thomas Mostyn Crewe, Arden Charles Crewe, Robert Hill, Charles Mytton, William Brock, John Eccles, William Emanuel Page, Thomas Dickenson, Clerks; Henry Aston junior, William Bromley, Roles, Henry Calveley Cotton, Robert Barnston, Robert Barnston junior, Thomas Bayley Hall, Peploe Birch, Henry Hesketh, Edmund Cowper, Henry Bennet, Robert Taylor, Charles Henschman, Baptist Smart, Gerrard Townshend, Robert Hodgson, Bryan Hodgson junior, John Rylance, John Mort, Richard Beckett, William Watkis, Joseph Jackson, Robert Vyner.

For the County of Cornwall.

The Reverend William Robinson, Edward Marshall, Clerks; John Trevenen, George Blewett, Matthew Wills of Helfstone, Thomas Wills of the same, William Cornish of Marazion.

For the County of Cumberland.

William Jolliffe, John Briscoe, William Briscoe, William Fisher of Whitehaven, Thomas Bleaymire, Joshua Dixon M. D. Thomas Denton, George Dawson, Lionel Wright Fletcher, Joseph Gilbanks, Clerks; William Hewit, Robert Hodgson, William Hewatson, Joseph Harrison, John Hodgson, Edward Knubley, Isaac Littledale, John Langton, Richard Lowry, Wilfrid Lawson, John Monkhouse, John Meals, John Norman junior, John Norman of Dash, Richard Parker, John Pingney, Thomas Parker, John Smith, William Stephenson, Fawcett Troughton, Matthias Timperon, Thomas Wilson D. D. Joseph Wilson,

Wilson, Musgrave Walker, John Wilson junior of West End, John Wilson of Aikton, John Waite Clerk, Charles Cobb Church Clerk.

For the County of Derby.

John Balguy, D'Ewes Coke Clerk, John Holland, Robert Longden, Charles Upton, George Fletcher Clerk, Thomas Garratt, Thomas Macklin, John Hope, John Harrison Surgeon, Thomas Clarke, James Allsopp, Henry Peach of Derby Clerk.

For the City and County of the City of Exeter.

George Cross of Duryard.

For the County of Devon.

General William A'Court Ashe, Edmund Fortescue, John Partridge, William Cowlen, Richard Northcote, John Kestell, the Reverend Daniel Newcome, Henry Marker, John Land of Hemyock, John Worth, Herman Drewe, Thomas Prowse, John Veryard Brulton, Clerks; Charles Bedgood junior, William Brulton, George Cross of Duryard, James Templer, Richard Combe, Henry Kitson, James Handford, John Burges of Karlake Clerk, Ellis Bartlett, Oliver Cawley, Samuel Cook Clerk, Richard Combe, William Guppy, James Hobbs Clerk, John Hutchings Clerk, Richard Inglett Fortescue, Barton Land, Henry Land Clerk, Richard Smith, Samuel Walkey, Maximilian Wolcots, George Warry, John Brickdale, Matthew Brickdale, Paul Orchard, Thomas Fownes Clerk, Francis Shepherd Clerk, John Harris, Christopher Harris, Humphrey Hall, William Clark, John Arthur, Joseph Burt, Orlando Manley, Joseph Squire, Vincent Warren Clerk, John Julian Clerk, William Dunsterville, William Crees.

For the County of Dorset.

Joseph Gundry of Bridport, David Gundry and Arthur Payne of the same, Robert Knight of Chideock, William Churchill, Frederick Thomas Wentworth, Henry William Fitch, Isaac Sage, John Shirley, William Whitaker, Henry Thornhill, John Bird Clerk, John Bennett, Richard Dibben, Richard Coleman Rogers, Richard Daubeney, Roe King, John Harbin, Robert Henning, Robert Gutch, Samuel Payne, Clerks; Nathaniel Templeman Clerk, Francis Fane, William Trenchard, Francis Brown, Thomas Brand Hollis, Thomas Pickard, Sidney Hollis Foy, Isaac Wellman, Thomas Wellman, William Sparks, Isaac Sparks, William Davis, Robert Strickland, Anthony Chapman, George Trenchard Clerk, George Pickard, Andrew Bellamy, Henry King, Edmund Smith, John Randal, Clerks; Robert Gooddin, Thomas Gollop, William Togood, Joseph Bishop, Samuel Cox, John Cox, David Parry, John Feaver.

For the Town and County of the Town of Poole.

Sir Eyre Coote K. B. Joshua Mauger, John Bond Recorder, John Bird, Samuel Bowden, Thomas Hyde, Thomas Strong, John Green, William Budden, Thomas Jubber, George Olive, Richard Weston, Thomas Bird, Peter Thompson, Richard Miller, John Jeffery.

For the County of Durham.

John Arden, John Arden junior, John Andrews of Scotts House, Adam Askew Clerk, Richard Pepper Arden, Cooper Abbs Clerk, Robert Agnew, John Adamson, William Alderson, George Alderson, James Andrews of Durham, William Addison Clerk, Sir Thomas Wentworth Blackett
 5 Z Baronet,

Baronet, Calverley Bewick, Jonathan Branfoot Clerk,
 George Brooks, Rowland Burdon, Rowland Burdon junior,
 Philip Brunskill, Thomas Bowman Clerk, John Baker,
 John Burn, Andrew Robinson Bowes, Richard Blenkinsop,
 John Burdon, Thomas Bowes, Edward Bainbridge Clerk,
 Stephen Croft, Stephen Croft junior, William Chaytor,
 Henry Chaytor Clerk, William Wingate Carr, John Cuth-
 bert, John Coxon Clerk, Christopher Chrishop, Thomas
 Capstick Clerk, John Cade, Robert Chilton, George De-
 laval, Thomas Davison, William Darnell junior, John
 Dinsdale, Henry Dinsdale, Thomas Dunn, William Dow-
 son, John Dodshon, Edward Dale, Sir Robert Eden
 Baronet, Jeffrey Ekins Clerk, James Elliot, Joseph Ew-
 bank, David Burton Fowler, Thomas Gyll, Brignall Grain-
 ger, Gilpin Gorst Clerk, Anthony Greenwell, Joshua
 Greenwell, John Grieveison, John Gagweer Clerk, Tho-
 mas Harvey, Henry Hamington, Thomas Hayes Clerk,
 William Hutchinson, Nicholas Hornsby Clerk, William
 Hall, Francis Hugonin, Jeremiah Hutchinson, Robert
 Hunter, John Hunter junior, James Horsfeman Clerk,
 William Ironside Clerk, William Tuffnell Jolliffe, Robert
 Iderton, Fewster Johnson, Christopher Jurdison, William
 Jolliffe, William Johnson, Jonathan Ivison Clerk, George
 Johnson Clerk, Ralph Jackson, Walter Kerr, Sir Wil-
 liam Loraine Baronet, John Leighton, John Lee, William
 Longstaff Clerk, Sir Thomas Heron, Myddleton, John
 Sawry Morritt, Thomas Marshall, Emerson Muschamp,
 Joseph Middleton Clerk, John Maugham, John Nesham,
 Christopher Nesham, Henry Ornsby, Robert Preston
 junior, Benezer Powell, Benjamin Pye LL. D. William
 Pearson, Hutton Perkins, Robert Peverell, William Peters,
 Richard Pemberton, Hawdon Philipson Rowe, John Sta-
 pylton Raisbeck, Anthony Rakestraw, Robert Richardson,
 Thomas Rippon, John Rippon, William Rippon, James
 Riddell LL. D. John Rayne, Benjamin Reed, John Rown-
 tree Clerk, Ralph Robinson, Thomas Milles Riddell,
 Ralph Shipperdson, Richard Shuttleworth, John Sharp
 D. D. William Stephenson, Adam Scott M. D. George
 Stoddart,

Stoddart, John Hall Stevenson, James Smith Clerk, Thomas Sanderfon, Thomas Sowerby, John Sedgewick, William Scurfield Clerk, Robert Surtees, Robert Sheraton, George Sayre Clerk, Matthew Smith, Sir John Trevelyan, Thomas Thurloe D. D. George Taylor, William Todd junior, Polycarpus Taylor, John Taylor, John Wibberley Clerk, Richard Wallis Clerk, John Wallis, Robert White, Joseph Watkins Clerk, William Wanley, William Wilson, Robert Wilson, John Wall.

For the West Riding of the County of York.

Wynne Bateman D. D. Charles Eyles, George Henlock, John Henlock, Joshua Dunn, Michael Wood, Peter Birt senior, Peter Birt junior, Francis Maude, Richard Slater Milnes, William Dawson, Richard Dawson Clerk, Thomas Loxley Clerk, Eusby Cleaver Clerk, Thomas Russell, Henry Watkins Clerk, John Harrock, Robert Stockdale, Thomas Leach, Thomas Leach junior, William Leach, William Day, Joseph Fowden, Reginald Fowden, Matthew Wilson Clerk, Charles Cooper D. D. Thomas Brown, Christopher Fountain.

For the North Riding of the County of York.

Josiah Maynard, George Crowe, Robert Crowe, Timothy Dickinson, John Bell the younger, Richard Ayrton, Henry Reveley, William Reveley, Christopher Goulton, John Cleaver Clerk, Robert Thistlewaite Clerk, Charles Preston Clerk, Thomas Newton, Christopher Hall, Edward Dawson, Bradshaw Pierson.

For the East Riding of the County of York.

Christopher Hall, Charles Eyles, Joshua Dunn of Howden.

For

For the Town of Malden.

Joseph Bygrave junior, John Bygrave, William Bugg, Edward Chase, John Chapman junior, John Crofier junior, Daniel Finch, John Quilter, James Quilter, Mathew Hale junior, William Wood, John White, John White junior, James Clapton, the Reverend William Williams, Richard Standish Smart.

For the Town of Colchester.

Thomas Boggis, James Boggis, Isaac Boggis, James Blatch.

For the rest of the County of Essex.

Sir William Smyth Baronet, Abdy Clerk,
 Stanley Clerk, Richard Beaden Clerk, Charles
 Smyth, Richard Smyth, John Morrings, John Clarke
 D. D. John Maximillian De L'Angle Clerk, George Du-
 tins Clerk, John Lewis Clerk, Samuel Leightenhouse,
 Ralph Allen, Staines Chamberlayne junior, Edward Parson
 junior, Bailey Heath, Edward Wise, James Parson Clerk,
 Thomas Altham D. D. Hind D. D. John
 Fisher, Edmund Rider Clerk, William Williams Clerk,
 George Pochin, Palmer Firmin, Isaac Boggis, Thomas
 Boggis, Charles Hills, James Boggis, Edward Morley,
 Charles Onley Clerk, Samuel Whitbread, John Goodal
 Canning, John Keeling, Jacob Thomas Speidell, John
 Baker, John Wright junior, Thomas Wright, Jamineau
 Cheveley, William Babbs, John Griggs,
 Andrews, Jerome Knapp, William Walford Clerk, Tho-
 mas Waters, Robert Fisher, William Dearsley junior,
 Thomas Pigott, Thomas Harridge, Edward Pemberton
 Clerk, Edward Pemberton of Belchamp Saint Paul Clerk.

For the County of Gloucester.

William Ainos Clerk, William Arundell, Anthony Austin, Isaac Austin, Thomas Baghott, Peregrine Ball Clerk, William Barry D. D. Edward Bearpacker, William Bayley, Charles Bishop junior Clerk, Richard Blizard, George Bond, Christopher Bond, Thomas Bonner, John Boughton, Joseph Boughton, John Box, Benjamin Boyce Clerk, James Brabant, Charles Brinsden Clerk, John Hooper Bromwich, John Buckle, John Bush, Charles Crawley, William Caruthers, John Caruthers, John Chamberlayne Clerk, Richard Chandler, Shadrach Charlton, Joseph Chester Clerk, Thomas Clare Clerk, John Colchester, Samuel Commeline, James Cooper Clerk, Richard Baghott De la Bere, John Durbin, Daunt, Paul Farr, Samuel Farmer, Samuel Farmer junior, John Fendall, Humphry Floyd Clerk, Edward Ford Clerk, William Gibbes, Charles Gough Clerk, John Gregory, Richard Arlington Hall, Thomas Hawker, John Hayward of Frocester Clerk, Charles Hayward, Thomas Hart, Hyett of Bishops Cleeve Clerk, William Hill, Richard Hill, John Holbrow, Thomas Hornidge Clerk, John Humphris, Gabriel Harris, James Selwyn, John Jones, Edward James, Hector Jones, Roynon Jones, Henry Jones, Samuel Jones, Edward Jones of Stroud, Robert Kingscote, Robert Keyse, John Kidley Clerk, John King, Henry Lambert, William Lane, Peter Leverfage, Morgan Lewis, Daniel Joseph Matthews, Charles Tyrrell Morgan, John Moseley Clerk, Thomas Morse junior, Morgan, Thomas Hopkins Merrick, William Overbury, John Overbury, Nathaniel Overbury, John Palmer Clerk, John Parker of Hasfield, William Parker of Hasfield, Parry of Cirencester, Thomas Pavey, Samuel Peach of Tockington, William Gaisford Peach, Daniel Phillimore, William Phillimore, Edward Phillips, John Pitt of Tewkesbury, Edmund Winterborn Probyn, Thomas

Thomas Purnell, Jones Purnell, Thomas Purnell, John Purnell of Kinghill, James Pynock, Robert Pyrke, Thomas Raymond, William Rea, Jacob Riddle, Richard Rogers Clerk, Edward Rogers, Richard Self of Cirencester, John Self, William Selwyn, Thomas Selwyn, John Sargeaunt Clerk, Edward Sargeaunt, Baptist Smart, Edward Smith Clerk, George Snow, John Small, Abraham Saunders, William Townshend, Tippetts of Dursley Apothecary, John Wade, Thomas Weaver, John Webb Alderman, John Webb, Edmund Martin Wells, James Westfaling Clerk, Thomas White of Pakenhill, John Whithorne, William Wilkins, William Weston Clerk, Miles Askman, Charles Arthur, Charles Arthur Esquire, John Bosworth D. D. Thomas Bayley, Ball Esquire, Philip Blifs Clerk, Matthew Brickdale junior, John Brickdale junior, Francis Bedwell, Richard Bryant, John Beames, Benjamin Burroughs, John Chaundler Clerk, Alexander Colston Clerk, Thomas Cother, William Chester Clerk, John Darke, Jeremiah Davis Clerk, Thomas Davis senior, Thomas Davis junior, Dauncey junior, John Daubeney, John Davie, Edward Estcourt Clerk, James Evans Clerk, E. Elton, J. Elton, Robert Ellis, the Reverend Doctor Foley, John Foley Clerk, Godfrey Goodman Clerk, Robert Gegg, John Gardiner, John Hughes Clerk, Hedington Clerk, Nicholas Harrisson, Benjamin Heming, John Howell, Hicks junior, Michael Hicks, Anselm Jones Clerk, James Jones, John Keble, Charles Loder, Lifely Clerk, Thomas Leigh Clerk, James Lee, Thomas Mills Clerk, Samuel Niblett, John Niblett, Thomas Oatridge, Joseph Parry Clerk, James Pytt Clerk of Maisemore, Newdigate Poyntz Clerk, Hugh Price Clerk, Charles Page Clerk, Robert Penny D. D. Nicholas Perry, Robert Ready Clerk, John Chaunler Ready, Richard Rice Clerk, Samuel Rogers Clerk, Abel Rudhall, James Rooke, Edward Sparkes Clerk, Thomas Stock Clerk, George Skipp, Robert Smith, John Surman, Merritt Stephens, Edward Sampson, Thomas Theatch,

Thomas, the Bailiffs, Recorder, and Justices of the Borough of Tewkesbury for the Time being, Thomas Dowdeswell, George Maxwell, John Embury, Francis Paul Shatford, Thomas Beale, Neast Haward, John Saunders Hayward, Richard Green, Giles Greenaway, Samuel Bowyer, William Bowyer, Edward Harford junior, Thomas Deane, Joseph Beck, Samuel Parks, Levi Ames, Martin Harford junior, Samuel Andrews Lloyd, John Noble, Richard Champion, Powell Snell, Robert Kingcote, William Knight, the Honourable and Reverend Harbottle Grimstone, John Hawker, Samuel Webb, William Townsend, Joseph Atwell Small Clerk, Robert Ellis, Thomas Ellis, Nathaniel Winchcombe, Samuel Sandys, Edward Pulling, Thomas Cripps, John Elliot, William Long.

For the City of Hereford.

Richard Barroll, John Francis, Thomas Gabb, Henry Stone, Thomas Gay, Thomas Caldecot junior.

For the rest of the County of Hereford.

Richard Barroll, John Francis, Thomas Gabb, Henry Stone, Thomas Gay, Thomas Caldecot junior.

For the Borough of Saint Albans.

Jacob Leroux, Thomas Jones, Thomas Jones the younger, Thomas Lewis, Joseph Vandermeulen.

For the rest of the County of Hertford.

The Right Honourable George John Spencer commonly called Lord Althorp, the Honourable Edward Willes

Willes One of the Justices of the King's Bench, Lewis William Buckeridge, John Baron, John Bettefworth the younger, Charles Bouchier, Thomas Hope Byde, William Bingham Clerk, Christopher Clitherow, Cracherode, Nathaniel Cotton M. D. William Climenfon, William Calvert Clerk, Justinian Casamajor, Thomas Dorrien, William Darley, Thomas Daffwood, John Dixon, John Baron Dickinson, Ellis, Edward Fordham, Isaac Field, Thomas Green, Richard Gridley, Thomas Gore, John Hawkins Clerk, James Hanscombe, Hawkins of Mackery End, James Howard, William Hitch, William Hale the younger, John Hunter, Thomas Hurdman, Hopper Clerk, Robert Jenner, Gilbert Jeffer, Edward Johns, Ibbetson, Thomas Lane, Edward Sharett Lomax, John Lamb, William Langford D. D. William Leake, Jacob Leroux, Stephen Haughton Langston, Edmund Mason, John Miller Clerk, John Michie, John Nicolas, John Neale, Martin Pearkes, John Pearkes Clerk, Edmund Pym Clerk, John Proctor, Joseph Price, Francis Russell, Charles Bayne Sharpe, John Smith, Isaac Sharples the younger, John Serle, Edward Smith of Saint Stephens, Henry Smith of New House, Boughey Skey, Charles Schreiber, Joseph Spooner Clerk, James Snowdon, John Street Clerk, George Sealy, Robert Tristram, William Tash, Christopher Tower, Joseph Turney, Robert Wainwright, William Wilshere of Hitchin, John White Clerk, William Walley M. D. William Plumer-Windus.

For the rest of the County of Huntingdon.

William Thornton Astell, John Rooper, John Simpson, Freeman, Charles Favel Clerk, William Ellis Clerk, John Martin, Owen Fann.

For the Town and Liberty of Dover.

The Mayor and Jurats of Dover for the Time being, the Right Honourable George Germain commonly called Lord George Germain, the Right Honourable Sir Joseph Yorke Knight of the Bath, Sir Charles Whitworth, Hugh Valence Jones, David Papillon, John Bromfall, Peter Fector, Jacob Rouse, Rooth Colebran the elder, William Cowley, Robert Kennet, James Walker junior, John Ridley, Thomas Boyton, William Walker, Thomas Gibbon Boykett, Thomas Biggs, Charles Wellard, Peter Rouse, Thomas Cannon, Richard Rouse, John Mitchell, Stephen Sackett, Roger Taddy, Richard Sackett, William Prince, Robert Brooke, Isaac Mockett, Elijah Mockett, Robert Gore, George Slater, John Gould, Robert Eason, Francis Cobb, John Cowell, George Friend, Jarman Goldsmith, Thomas Brooman, Thomas Gurney, John Baker, Humphrey Stoacks, Edward Wilds, John Abbott, Edward Taddy, and John Underdown.

For the rest of the County of Kent.

Humphrey Jackson, Gibbs Crawford, Charles Booth, William Burrell, John Seagar, George Prentis, Clement Taylor, Edward Fowler, John Taylor, Francis Wadman, Whitaker Clerk, Hardinge Stracey, Henry Pratt Clerk, John Sandford D. D. Richard Glode, Edward Blaxland, Thomas Dawes, John Lowther, Julius Shepherd, Athelstan Stephens Clerk, George Morgan of Macknade, John Tassell Smith, Bonnick Lipyeatt, Richard Mount, John Simmons, William Wreight, Nathaniel Jarman, Richard Boghurst, James Gordon, Richard Husband Clerk, Francis Taynton Clerk, Edward Dyne, Richard Thompson, Lewis Hughes Clerk, Thomas Stephens, Oliver Stephens, Richard Harvey Clerk, James Hulkes, Thomas Hulkes, John Matson, Thomas Kelfall, George Smith, John Savage of Cobham, William Lance, Nathaniel

thaniel Gyles, John Jenkinson Clerk, William Meredith, Owen Meredith.

For the County Palatine of Lancaster,

Henry Marsden, Thomas Saul, John Fenton, William White, George Postlethwaite, John Postlethwaite, William Parker, Richard Asheton Clerk, John Robinson.

For the rest of the County of Leicester.

The Right Honourable William Robert Fielding commonly called Lord Viscount Fielding, Edward Roe Yeo, Penn Asheton Curzon, the Honourable Nathaniel Curzon, Robert Clark of Dunton, Thomas Plummer of Stoughton, William Brecknock Wragge Clerk, Samuel Rogers Clerk, Edward Griffin Clerk, Edward Inge, John Clements Clerk.

For the County of Lincoln, with the City and County of the City of Lincoln.

William Purkis Clerk, Hurst Fowler, John Fowler of Ketsby, Thomas Boys of Wainfleet, George Wright of Wainfleet, Pennington of Enderby Clerk, John Hardy, Henry Boulton junior, the Reverend Nathaniel North Rector of Aswarby, William Hopkinson, John Hopkinson Clerk, Henry Hopkinson, Thomas Cartwright Newton Clerk, Edward Roe Yeo, Samuel Crompton, John Crompton junior, William Wright of Algar-kirk, Thomas Leigh Bennett.

For the City of London, and Liberty of Saint Martin's le Grand.

Peter Astie, Abraham Atterbury, Edward Aldridge, John Adams, John Allen, Edward Atthaws, John Alexander,

ander, Samuel Anderson, James Adams, James Archer junior, Richard Alfager, Daniel Appleton, James Alliss, William Adlard, John William Benson, Joel Barnes, James Bruin, William Brander, John Biggs, Richard Brewer, John Boldero, Richard Baldwyn, William Berresford, Thomas Bowen, Richard Bristow, Thomas Burrows, Joseph Bladworth, George Bell, Thomas Brooks, James Brewer, Charles Bartram, John Barber, Thomas Berresford, George Bodley, John Brown, Joseph Brasbridge, William Bosanquet, William Clemmons, John Crickitt, Stephen Child, Thomas Clark, William Coles, Coles Child, Thomas Crosse, Charles Alexander Crickitt, Richard Cumming, Daniel Cookson, James Carter, Warwick Calmady, John Chapman, John Cobb, William Crosley, Henry Crosley, Peter Crank, John Crozier, John Cowley, William Curtis, William Clarke, Edward Chandler senior, Edward Chandler junior, Thomas Chandler, William Crichton, Richard Draper, Thomas Davies, Charles Dale, John Dennis junior, John Dowley, Quintin Dick, Jonathan Delver, Richard Drury, Josiah Dornford, John Deering, Edward Donne, Thomas Darke, Alexander Douglas, John Ellis, Robert Everett, William Everett, William Ellis, John Edwards, Jonathan Ely, John Ely Ely, William Elecot Ely, Robert Emmerton, John Fasson, Henry Fourdrinier, John Firth, Joseph Fryer, William Feltham, Thomas Field, George Good, James Green, Thomas Goodwyn, Joseph Graham, William Gates, Richard Goodall, William Garland, George Griffin, Edward Gardner, William Graves, Thomas Garratt, William Holland, Robert Hughes, Humphrey Humphreys, Thomas Hall, Joseph Heylin, Benjamin Holdsworth, Benjamin Hanson, Samuel Hanson, James Haslam, Richard Humphreys, Thomas Hodgson, Samuel Hartley, John Haddon, Charles Howse, John Hurford, Matthew Hooper, Charles Higgins, William Heathfield, Thomas Higgins, William Horton, John Harrison, Andrew Johnston, Joseph Jewson, Benjamin Jewson, Joseph Jennings, David Jennings, Edward Jackson, Henry Janson, Richard James, Thomas Jones, Henry Joseph, Anthony Facer Kemp, Benjamin Johnson Kent, Edward Knight, William Lyne, James Lambly, George Lee, Israel Lewis, Leonard Lowden,

den, William Lutwich, John Langhorn, William Leech, Thomas Lamb, Thomas Leach, Thomas Ludlam, Martin Long, John Marsh, Titus Mitchell, Robert Machay, John Henry Maskall, John Masters, Robert Morris, John Marshall, Samuel Marriott, Thomas Norman, William Newnham, John Newman, Henry Nettlehipp, Samuel Noton, John Oldham, George Paterfon, James Pell, Thomas Patrick, William Parry, William Pickett, Thomas Pike, John Packman, John Pearson, Gregory Pember, Abel Peyton, John Peele, Timothy Parker, Allen Parsons, John Pinhorn, Joseph Read, John Richards, Isaac Railton, William Robinson, John Rayment, John Remington, William Robley, John Rodbard, John Rowlatt, William Rowlatt, Tipping Rigby, Robert Randall, Thomas Ruffel, William Sims, William Sharpe, Thomas Sainsbury, Lancelot Sharpe, Peter Swinton, Benjamin Stephenson, William Stone, William Stiles, James Season, Godfrey Springall, John Sartin, John Stratton, Thomas Smith, Robert Sadington, William Scurr, John Snaith, Samuel Salt, Samuel Scott, John Smith, Thomas Swanfon, Francis Stracey, Edward Squire, John Stevenson, William Shone, Robert Stark, Thomas Slade, James Swinton, Peter Swinton, ~~M. D.~~ William Shard, Barnard Turner, Lawrence Tatham, Frederick Teush, Thomas Thorp, Stephen John Thorn, Marmaduke Thompson, Edward Tutet, Thomas Todd, William Turner, Edward Farmer Taylor, Boxwell Taver, Charles Tyrrel, George Toldervy, Charles Turrel, William Whiskard, Thomas Woolley, John Willis, John Whittenbury, John Walter, Edward Williams, George Wadington, James Walker, Tisdale Webb, James Webb, Thomas Wilcox, John Walker junior, Nathaniel Walton, Joseph Welsh, Jacob Wrench, Simon Wooding, Arthur Warboyes, John Wilson, Richard Wood, Thomas Weston senior, William Woodfall, Thomas Weston junior, Luke Young, Hickman Young, Timothy Yeats, Stephen Yates, John Yate, Benjamin Pawley, Nathaniel Lucas, William Bull, John Ely, Dervall Geary, Benjamin Bray, Job Heath, John Jackson, John Freeman, John Hardy, Benjamin Bottomly, John Butler, Richard Payne, Morpew Yarroway, Robert Holden, Michael Heathcote,

Heathcote, William Stone, George Peacock, Francis Man-
nyng, Samuel Swain, Benjamin Robertson, Thomas Mar-
ter, John Mott, William Percy, Samuel Manning, Robert
Mackreth.

For the City of ~~Westminster~~ and Liberties thereof, and
Offices executed in ~~Westminster~~-hall.

William Mainwaring, Henry Earle, Sir John Hawkins
Knight, Henry Collingwood Selby, Charles Eyles, Ben-
jamin Robertson, Thomas Marter, Jerome Knapp, Wil-
liam Jolliffe, Thomas Samuel Jolliffe, John Croft, George
Parker, John Shirley Parker, James Meredith Parratt,
Gibbs Crawford, Richard Payne, Nicholas Forster, James
Phillips, John Scott, John Parkinson, Timothy Parker,
Henry Ifatt, William Ward, William Blake, Edward
Gray, George Rawlinson, Edward Burnaby Green, Joseph
Harpur, Charles Snow senior, Richard Snow, John Har-
court, John Groves, Benjamin Lucas, Thomas Dring,
Matthew Wiggins, Joseph Boardolph, Carey Boucher,
James Alexander, William Eves, Charles Indice, Benja-
min Gee, Robert Bradley, Archdall Harris, Charles Snow
junior, Thomas Shephard, Thomas Girdler, John Bur-
nell, Robert Street, Peter Dawson.

For the rest of the County of ~~Middlesex~~.

William Noulton, John Nicholls, Richard Morgan,
William Morgan, Joseph Heming, John Clarke, William
Beresford, Edward Bowman, John Burnell, William
Davis, John Davidson, Stephen Haven, William Wyatt,
James Stratton, Thomas Rubey, Carberry Egan, John
Cates, James Davidson, Elisha Dobree, James Sheridine,
Henry Ifatt, Joseph Wood, William Aldwin, Jeremiah
Clegg, Thomas Chancellor, William Crocker, William
Ford, Thomas Quarry, Thomas Colicut, Peter Dunkley,
Jamineau Cheveley, George Fillinghem, Goodson Vines,
William Blaffon, James Sammes, John Bird, Peter Daw-
son,

son, Samuel Foyster, James Robson, Robert Anthony Bromley, James Armstrong, William Fasson, Silver Crispin, Thomas Bliss, Philip Cocks ~~Clerk~~, James Scott, Nathanael Clarkson, Jeremiah Blakeman, Thomas Buxton, Humphry Bache, Philip James, Richard Parker, George Jack, Joseph Titterton, Henry Pedley, William Pedley, William Williams, Samuel Hartley, George Byfield, John Meadows, William Mosley, Samuel Bell, Nicholas Gordeler, Thomas Pengree, Love Middleditch, Joseph Lindsay, Richard Maddock, James Clayton Bolton, Edward Barnaby Green, Joseph Harpur, Charles Snow ~~senior~~, Richard Snow, Joseph Philpot, John Davis, Robert Heathcote, Thomas Dykes, Alexander Murray, John Croft, George Parker, John Shirley Parker, Richard Payne, Joseph Brayne, Samuel Search, Strahan Rhodes, James Gibson, Christopher Bartholomew, Thomas Collier, John Weston, Joseph Barron, John Aris, Samuel Bonham, James Carver, Stephen Guion, Henry William Guyon, John Peter Blaguire, William Judd, Henry Michael Evans, Joseph Faikney, John Atkinson, Laurence Rippe, William Truman, William Weston, Samuel Coney, Robert Emerton, Peter Mattam, John Hubbard, ~~Sir~~ Harbord Harbord ~~Baronet~~, William Aldwin, Thomas Hanks, William Parker, Joseph Wright, Jeremiah Hargraves, Thomas Cooper, Thomas Phillips, James Stuart, Charles Frewen, Elborough Woodcock, Joseph Hill, Jeremingham Cheveley, Darcy Tancred, George Bowles, Herbert Homan, Robert Street, Joseph Bullock, Robert Cope, John Henlock, William Michael Lally, William Grogson, John Haymer, Jerome Knapp, Davy Tancred, Evan Jones, Jervoise Clarke, Richard Whitworth, Edward Moore, Francis Russell, William Stokes, Thomas Woodham, Christopher Woodham, Robert Harrison, Robert Cope, ~~Major~~ Rhode, ~~Caſtern~~ Rhode, John Ham, Samuel David Liptrap, Claud Scott, John Bristow, Henry Collingwood Selby, Francis Ascough, Joseph Manwaring, John Pullin of Saint Sepulchre, Robert Winkworth, William Mainwaring, Henry Earle, William Johnson of Clayhill, James Wheeler ~~senior~~,

William

William Wyatt, William Allington senior, Stephen Haven; Joseph Wilkinfon, John Perry, Joseph Wright, Robert Wrightfon, William Moseley, William Twedle, William Soames, John Warner, William Rogers, Benjamin Crompton, John Crompton, William Hodgfon, William Grindall, John Baker junior, William Baker, Edward Hawkins junior, Evan Jones of Eyre-street, William Taffon, William Johnson, William Curtis, Andrews, James Snowdon, Richard Payne, John Holkins of Hackney, Thomas Edwards of Tottenham-court Road, George Power of Colney Hatch, Richard Neate Clerk, Edward Benton, William Gill, William Scott, John Grews, Nicholas Forster, James Phillips, James Toldervy, Edward Bryon, William Humfrys, William Clappeson, John Hopkins, William Heard, John Symonds, John Jacobs, Lawrence Porter, Samuel Thorp, Robert Lum, Samuel Brook Clerk, John Parkinson, Timothy Parker, James Swinton, Peter Swinton M. D. Robert Bromley Clerk, Henry Ifatt, William Ward, William Blake, Thomas Ayliffe, Edward Gray, William Shard, Samuel Marriott, Thomas Garrat, Charles Higgins, William Heathfield, Thomas Higgins, Edward Hilliard junior, Peter Edwards, John Ostlife, John Sidney Hawkins, Walter Williams Clerk, Samuel Brook Clerk, William Bleamire, James Royer, Edward Knight, William Stone, James Carter, Richard Remnant, Richard Paul Jodrell, Thomas Byron, John Hayne, Robert Street, Peter Dawson.

For the County of Monmouth.

William Cecil, Richard Jeston Case, John Cooke junior, William Davies, Charles Edwin, Thomas Gabb, Thomas Hooper, Richard Lewis, John Lewis, William Lucas Clerk, William Morgan, Joshua Morgan, William Hayward Roberts D. D. John Jones Clerk, William Rickets, John Scudamore junior, Capel Hanbury Williams.

For

For the City and County of the City of **Notwich.**

William Peete.

For the County of **Notfolk.**

Acourt Dod, William Burch, Thomas Bowen Clerk, John Francis Clerk, Thomas Scott Clerk, William Perkins.

For the Town of **Northampton.**

John Drayton, Edward Griffin Clerk.

For the County of **Northampton.**

Sir Willoughby Aston Baronet, Gilbert Andrew Clerk, Richard Benyon, Edward Bailey Clerk, Henry Key Bonney Clerk, John Bishop Clerk, Lord John Cavendish, Oliver Cox, Michael O'Clare Clerk, John Davis D. D. George Freeman LL. D. The Honourable Charles Finch, Peter James Freeneaux, Samuel Graves, Edward Griffin Clerk, Richard Gardiner Clerk, Gaskaith Clerk, George Griffin Clerk, Lord Hinchinbrook, Richard Hutchins D. D. Grey Hesibrige, Thomas Harrison, Hamlin Harris Clerk, Hackett, Joseph Jeykill, Thomas Johnson, Thomas Keating, Giles Knightley Clerk, John Knightley Clerk, Charles Knightley Clerk, Henry Knapp Clerk, Robert Knight Clerk, William Lamb, William Lambe, John Pate Lister, Peirson Lloyd D. D. Thomas Froughton Lydiatt Clerk, John Milbank, James Miller Clerk, Francis Mapletost Clerk, Charles Morgan, Nathaniel Morgan Clerk, Marmaduke Matthews Clerk, William Master Clerk, Charles Newman, John Napleton Clerk, Benjamin Preedy D. D. Thomas Percy D. D.

Richard Parry D. D. Robert Pye LL. D. Pickard
 Clerk, James Phipps, Charles Raynsford, Nicholls
 Raynsford, Anthony Reynolds Clerk, Zachary Rose Clerk,
 John Spier D. D. Thomas Samwell, John Sparke Clerk,
 John Scriven Clerk, Supple, William Tarry D. D.
 Charles Thursby Clerk, Joshua Wigley D. D. Edward
 Weller Clerk, Charles Wright Clerk, Christopher Hatton
 Walker Clerk, Palmer Whalley Clerk.

For the County of Northumberland.

John Erasmus Blackett, Edward Brudenell Clerk,
 Ralph Compton, Robert Carr, John Davison, Thomas
 James, John Strother Carr, John Ord, Henry Howey,
 Robert Thorp Clerk, John Wilkie, Richard Wallace
 Clerk, Richard Carr, Daniel Crafter, Thomas Forster,
 Robert Forster, Matthew Forster, John Gallon, Ralph
 Grey, Henry Grey, Charles Grey, Francis Laidman, Ralph
 Lowes Clerk, George Selby, Thomas Taylor, Henry
 Taylor, William Younghusband, William Akenfide, Tho-
 mas Akenfide, Henry Airey, John Andrew, John Bigg,
 Robert Bell, John Baker, Thomas Bates Clerk, John
 Collingwood, Shaftoe Coulter, Robert Clarke, Thomas
 Dawson, Sir John Eden Baronet, John Forster, Richard
 Fawcett D. D. Francis Forster, William Green, Joseph
 Green, Edmund Hannah, Edward Hall, Lawson Arm-
 strong, John Smart of Alnwick, John Smart of Hobber-
 law, John Crafter, William Hall, John Hodgson, Thomas
 Kirkby, William Linskill, William Longridge, Robert
 Lynn, Richard Lacy, Thomas Meggison, Henry Mitcalfe,
 Jonathan Ormston, William Ord, Nathaniel Puncheon,
 John Paddison, Andrew Rutherford, Marlow Sidney, James
 Snowden Clerk, Ralph Spearman, Edward Wilson, John
 Ward, John Wilkie, Thomas Akenhead, William Akenhead,
 John Archbold, John Alder, Thomas Adams, Daniel
 Alder, Edward Anderson, Alexander Adams, Robert
 Batie Clerk, John Bulman, John Burrell, Edward Bell,
 6 D Michael

Michael Brougham, Edward Cook, Samuel Cook, Charles Francis Forster, George Grieve, Hugh Hodgson, Alexander Hall, Thomas Harle, Robert Lisle, Robert Lainge, Moseley, Joseph Mills, Edward Newton, Christopher Ord, Robert Ogle, William Pringle, William Potts, John Potts, Jacob Pearson, Matthew Reed, John Reed, Robert Roddam, Thomas Storer, Robert Shaftoe, George Selby, John Storey, George Towry Phillips, John Tate, Mark Taylor, William Wilkinfon, William Watson, Richard Wardle, Thomas Cook, Michael Cook, Thomas Carr, Joseph Clark, John Cook, Henry Cramlington, William Cook, John Cresswell, John Davison, Andrew Fenwick, Henry Hancock, Robert Horsley, John Hardie, William James, Thomas Lawson, William Marr, George Milburn, George Mitford, Bartholomew Midford, William Ord, Thomas Potts, John Potts, William Smith, George Smallridge Clerk, William Saint, Robert Saint, William Tate, Cuthbert Watson, Sir George Warren K. B. George Andrews, Christopher Barrow, Richard Baxter Clerk, James Brown, John Brumwell, Richard Brown, William Bell, John Carrich, John Charlton, Robert Carr, Ralph Carr, John Coats, Thomas Charlton, John Craig, Kirsop Charlton, Edward Charleton, Simon Dodd, Thomas Davidson, John Dawson, Lionel Dixon, John Errington, John Forster, Matthew Fenwick, Thomas Harle, John Hunter, John Heron, Anthony Humble senior, Anthony Humble junior, Thomas Holmes, William Hunter, Thomas Kirsopp, Richard Brown, Joseph Bell, William Lowes, Teasdale Mowbray, John Maughen, John Ord, William Pratt, Michael Pearson, Railston Clerk, Thomas Ridley, John Reed, Christopher Richardson, Robert Surtees, Crozier Surtees, Surtees of Newcastle, Scott Clerk, John Salmon, Ralph Smith of Houghton, John Soulsby, Ralph Smith of Riding, Robert Surtees, Shaftoe Vaughan, Robert Vazie, Henry Wallace, Bartholomew Windship, John Burrell, William Cuthbert, Nathaniel Handyside, Joseph Hutchinson, George Marsh Clerk, Thomas Younghusband, Sir John

John Trevelyan Baronet, Nathaniel Green, Henry Collingwood Selby, Thomas Lewen, John Letteney, George Stephenson, James Forster, John Lamb, Robert Readhead, William Smart, John Clutterbuck, Charles Grey, Robert Boucher Nicholls Clerk, Matthew Charlton, William Charlton, Brian Leake Clerk, William Laidman Clerk, Sir Thomas Blackett Baronet, Bryan Grey, Jasper Harrison, John Wright, Barnard Shaw, Calverley Bewick, Andrew Robinson Bowes, Nicholas Hornsby Clerk, Daniel Crafter the younger, Edward Dale, William Johnson, John Potter, Edward Wilson, Thomas Wilkinson, Nicholas Fenwick, William Forster, Nathaniel Widdrington, John Cook, Edward Cook, George Cook, Jacob Wilkinson, Christopher Wealleans, Thomas Carr, John Baker, John Blenkinsop Coulson, Robert Fenwick, John Fenwick, Henry Airey, John Hedley, Richard Brown, John Ord Clerk, George Marsh Clerk, John Salmon, Jeffrey Clarkson Clerk, Lambton Loraine Clerk, Charles Loraine Smith, James Thomas Loraine, William Cuthbert, William Linskill, Christopher Fawcett, William Wilson, Thomas Wilkinson, William Bentham, Henry Howey, Martin Taylor, Henry Taylor, George French, Edward Hall, Robert Coward, Nicholas Rudock, William Coates, John Ward, Marlow Sidney, Francis Hurry, Thomas Jemay, William Bell, Nicholas Forster, Nicholas Ridley.

For the County of Nottingham.

The Right Honourable Edward Charles Cavendish Bentinck commonly called Lord Edward Bentinck, the Right Honourable Archibald Lord Gosford in the Kingdom of Ireland, Sir George Smith Bromley, Sir George Borlace Warren, John Bett of Coulston Bassett, William Cartwright, John Cartwright, John Clay of Mansfield, William Clay, John Dakeyne, Wharton Emerson Amcotts, William Gooch, Edward Thoroton Gould, Henry Eyre, Henry Eythorpe

Eythorpe Eythorpe, Richard Hutton, George Hutton,
 John Gually Knight, John Kirkby, Ramsden,
 Sutton, Thomas Boothby Parkyns,
 Rhodes, George Deligne Gregory, William Wylde the
 younger.

For the rest of the County of Oxford.

Charles Burrell Maffingbergh, William Schutz, Thomas
 Nowell D. D. George White senior, George White ju-
 nior, Sir Gregory Page Turner Baronet, George Howlett,
 James Morrell, Robert Langford, William Phillipps, John
 Phillipps, Sir William Afshurst, Sir John Skynner, the
 Right Honourable George Parker commonly called Lord
 Parker, John Hyde Clerk, Thomas King Clerk, William
 Freind Clerk, Thomas Berkeley Clerk, Francis Penyston,
 Clement Cottrell, John Brooks, John Coxeter, Elijah
 Waring, Samuel Waring, John Shuffrey, Joseph Lardner,
 Robert Morris.

For the County of Rutland.

George Hill Serjeant at Law.

For the County of Salop.

The Right Honourable Edward Lord Clive in the
 Kingdom of Ireland, William Yelverton Davenport, Wil-
 liam Whitmore, John Nichols, Somerset Davies junior,
 William Childe, Charles Baldwyn junior, Thomas Hasle-
 wood, Richard Whitworth.

For the County of Somerset.

Josiah Anstis, John Beague junior, Alexander Bennet,
 James Bernard, John Bower, Mathew Brickdale junior,
 John

John Brickdale, James Chappell, John Cridland, Thomas Camplin Clerk, William Cox Clerk, William Trevelyan Cox Clerk, Nathaniel Dalton, John Dalton, William Dickenson, John Dalton Clerk, John Eason, Edward England, Henry England, John Ford, John Farthing Clerk, John Gray, Andrew Guy, Edmund Gapper Clerk, Thomas Goddard Clerk, Henry Gould Clerk, Thomas Handford, John Hanning, Thomas Harvard, Robert Hillard, Henry Hoare, Richard Hoare, William Jolliffe, Maurice Lloyd, Thomas Palfrey, Arscott Bickford Peppin, Edward Phelps, John Prowse, Thomas Pearson Clerk, John Rodbard, Thomas Rossiter, Thomas Slocombe junior, Thomas Littleton Strangeways, William Slocombe Clerk, Thomas Tucker Clerk, Samuel Virgin, James Uttermare Clerk, James Wright, Alexander Webber Clerk, John Worth Clerk, Hugh Yeatman, Sir John Smith Baronet, Sir Jarrit Smith Baronet, Sir Philip Pym Hales Baronet, James Walwyn, Thomas Samuel Jolliffe, Lewis Powell Clerk.

For the Town and County of the Town of Southampton.

William Brackstone.

For the County of Southampton and Isle of Wight.

The Honourable John Luttrell, the Honourable and Reverend Barton Wallop, William Roman, Thomas Burrough, Robert Worgan Clerk, Charles Wade, William Steele, George Woodward Grove, John Harwood the younger, Harry Harmond, Francis Russell, Sir John Carter Knight, William Carter, Arthur Atherley, George Trenchard Goodenough, Edward Carter, Benjamin Bonham, Thomas Bonham, John Cook of Christchurch, Thomas Land, William Battine of Eastmarden, William Battine junior, George Mullens of Hambledon, Henry Mul-

lens of Hambledon, Richard Maidman, Samuel Atkins, Thomas Bargus Clerk, John Bogue *D. D.* John Whalley, William Deane Clerk, Philip Baker Clerk, Thomas Shepard *D. D.* William Andrews, William Sweetapple, William Neale, Ralph Etwall, Francis Page, Edward Hikes of Lay Green, William Trattle of Lymington, Henry Lyfs, Jacob Jefferson *D. D.* Thomas Lobb Chute, William Gill, Henry Streater Gill, William Chute, William Parker Terry, William Harris, William Budd of Alton, Thomas Perry, Richard Wools, William Baker, Alexander Baxter, George Watkins Clerk, Henry Longden Clerk, Robert Kingsmill, James Barber, James Amyatt, Michael Scott, Vincent Hawkins Gilbert, Russell Skinner of Newtown, Edward Hikes junior of Lymington.

For the rest of the County of Suffolk.

Thomas Bradley, Martin Cockfedge, Roger Cockfedge junior Clerk, James Cullum Clerk, Thomas Gery Cullum, Joshua Grigby junior, John Heigham, Michael Leheup junior, James Mathew, Christopher Metcalfe junior, Edward Mills Clerk, George Pretymann Clerk, George Rogers Clerk, Robert Rogers, James Sturgeon, James Ward, John Siday Wright, Matthias Wright, Alexander Adair, George Ashby Clerk, William Beckford, Thomas Baines Clerk, John Cooper, John Dresser, Anthony Freeston, Henry Gooch, Thomas Kerrich, William Oldham Clerk, John Scrivener, Thomas Jenkinson Woodward, Robert Cooper, Samuel Burrough Clerk, Nathaniel Lee Acton, William Pawlett, Sir Walter Rawlinson Knight, Thomas Tolver, John Wilgrefs *D. D.* Samuel Barber, Barrington Blomfield Syer Clerk, Isaac Neville Syer, John Freston Scrivener, Richard Frank Clerk.

For the County of Surrey.

Henry Allen *D. D.* William Barr, Thomas Leigh Bennett, Richard Becher, Richard Brigstock, John Cheese, John

Cox, Thomas Tryon Cotton, John Davis, William Fasson, Thomas Roger Filewood, Edward Fullam Clerk, Humphrey Finnimore, Henry Goodricke Clerk, James Glover, Henry Hardinge Clerk, Richard Hurst, Robert Hurst, William Hyde, Edward Inge, William Jolliffe, Thomas Samuel Jolliffe, the Right Honourable George Lord Viscount Midleton in the Kingdom of Ireland, Donald Maclean Clerk, Thomas Marter, Edward More, Thomas Mitchell, Gawen Harris Nash, George Patterfon, Piggott Clerk Restor of Chaldon, Andrew Powis, John Shirley Parker, John Rowles of Croydon, James Royer, Benjamin Robertson, Richard Russell, Edward Roffey, Samuel Robinson, Richard Stark, Joshua Stopford Clerk, Michael Saunders, Thomas Sutton, Sir Timothy Waldo Knight, Cornelius Van Mildert.

For the rest of the County of Suffer.

William Battine, William Battine junior, William Jolliffe, Thomas Samuel Jolliffe, Thomas Land, George Thomas, William Richardson of Findon, Young Willis of Gonny, the Honourable Thomas Pelham, Joseph Peyton of Wakehurst, John Fuller of Morehouse, John White of Horsham, Richard Hurst, Robert Hurst, Thomas Whalley Partington, Sir Joseph Ayloffe Baronet, the Reverend John Tripp, Bryan J'Anson Bromwich, Johnson Lawson, Robert Russell, Clerks; John Fuller of Rosehill, John Fuller of Heathfield, the Reverend Rowland Gibson, Thomas Fuller, Clerks; William Blackman of Bowham, Richard Sampson, Henry Richardson the elder, Henry Richardson the younger, Jeremiah Smith the elder, Jeremiah Smith the younger, William Constable of Burwash, Philip Constable, Richard Stileman, Holford of Winchelsea, John Mayo, John Longley, William Easton, John Philcox, Robert Moseley the elder.

For

For the City and County of the City of Coventry.

Edward Inge.

For the County of Warwick.

Evelyn Shirley, Judd Harding, Joseph Careless, Owen Phillipps Clerk, Gilbert Clark, Henry Watson Powell, William Dickins.

For the County of Worcester.

Thomas Elrington, Benjamin Johnson, Thomas Bury, Thomas Blainey, John Baker, Richard Norris, Richard Amphlett, Thomas Ward, John Winslow Ward, John Darke, John Dandridge junior, Joseph Berwick, George Wingfield, John Tristram, Samuel Richards, Samuel West, John Embrey, Samuel Skey, John Clements, Robert Harrison, Richard Ingram, John Craigg, Jeffery Moulding, Richard Hooper, William Lilly, Samuel Netherton, Edward Winnington, James Wakeman, Newport Yarrow, Arrowsmith Walwyn Greaves, Thomas Holbeck, George Draper, William Woodhouse, Richard Norbury, John Taylor, John Finch, Slade Nash, Brown Shelton, John Pershouse, Edward Whitcombe, John Broome, James Oliver, Jonathan Pytts, Samuel Sandys Clerk, Thomas Ramell, William Barnes, Robert Cliffe, John Cowper, Thomas Cornwell, William Dowding, Sir John Peashall Baronet, Thomas Dowdeswell, James Fewtrell, James Maxwell, Jacob Turner, James Newnham, Thomas Newnham, Thomas Wickins Clerk, Robert Foley, Samuel Collet, Walter Noel, Nicholas Smithsend, Thomas Wrenford, Edward Mauthill, Thomas Gale, Thomas Smith, Thomas Brettell the younger, Reginald Pyndar, Reginald Lygon, William Lygon.

For the rest of the County of **Wilts.**

The Reverend Sir Edward Ernle, Major Thomas Baskerville, John Brothwaite, Thomas Baker, Henry Biggs, Peter Bellinger Brodie Clerk, John Croft, Thomas Carter, Thomas Wilmot Clerk, James Cremer Clerk, William Everett junior, John Gale Everett, William Fuidge, Joseph Goodenough, Joseph Hancock, Edward Hilliard senior, Richard Staynor Jones, Thomas Lock, Alworth Merewether M. D. Henry Merewether, Francis Merewether, Edward Mitchell, Matthew Michell, Edward Horlock Mortimer, Edward Northey, William Pinniger, Philip Pulse, Charles Penruddocke, John Rowden, Richard Self, George Searle Bayliffe, John Smith, Daniel Tanner, Edward Tanner, the Reverend Joseph Townsend, Robert Taunton, Clerks; Wrench Thring, John Thring, John Richmond Webb.

For the County of **Westmorland.**

John Atkinson M. D. Thomas Atkinson, John Batty, William Birdsworth, Christopher Bird, Robert Cook, John Cooke, Martin Dunn, Thomas Elleray, Lionel Wright Fletcher, Thomas Garnett, Richard Gathorn, Wilfrid Huddleston Clerk, Edward Johnson, George Knott, James Lowther, John Langton, Joseph Maude, John Muncaster, Christopher Mounsey, John Metcalfe Carlton, Thomas Pearson, William Powley, the Reverend John Parker, John Robinson, Henry Shepherd, Miles Scales, John Taylor, Thomas Workman, John Yeates, Thomas Sill, Charles Cobb Church Clerk, Richard Gathorne, James Cock Clerk, William Smith, the Reverend Place, Harry Welch, John Robinson, Miles North.

For the County of **Cardigan.**

James Lowe of Dol y Gors.

For the County of Carmarthen.

William Beard Esquire, His Majesty's senior Justice of the Great Sessions, John Vaughan of Golden Grove, Charles Vaughan of the same, Michael Southcote, Jeremiah Pemberton, John Rees of Cil y Maen-llwyd, George Lewis junior, Thomas Thomas, Thomas Lewis Clerk, Evan Davies Clerk, Thomas Howell, Thomas Mainwaring, Hugh Evans, John Martin, Owen Roberts, Woodford Rice, William Roderick, Griffith Thomas.

For the County of Denbigh.

The Honourable Thomas Fitzmaurice, Edward Ellis of Wrexham, Thomas Eyton of the same, John Ellis of Kyffdu, John Ellis junior, Howell Holland Edwards, Robert Foulkes of Mariadog, Evan Foulkes, Thomas Hayman of Wrexham, John Holland, John Holland junior, John Holland of Plas-uchaf, David Hughes, Peter Jones of Cefn-coch, William Jones of Wrexham, Robert Jocelyn of Bryn y Barcut, Rowland Jones, William Jones, Edward Lloyd, John Lloyd of Grwyh, Gabriel Lloyd, Richard Lloyd, Hugh Lloyd of Ysgor, Ebrill Abel, Jeffery Prendergast, Richard Price, Peter Price of Blaenau, Hugh Stodart of Dolwyd, Robert Wynne of Garthwin, the Reverend Evan Ellis, Edward Edwards, Thomas Hughes, William Jones of Derwen, John Jones, David Llandoget, David Lloyd, Richard Langford, Robert Morris of Llangwifen, Robert Nanney of Llanfwrrog, David Price, William Parry of Rhuthin, William Stodart, Clerks.

For the County of Flint.

Thomas Hanmer, Job Hanmer.

For

For the County of Glamorgan.

Francis Benbow, the Reverend John Deake, Robert Davies, Clerks; Thomas Edmondas, Charles Harris Clerk, William Gibbon, Rowland Jay Clerk, Denham Jephson junior, Thomas Jones, Thomas Lott, Roger Landeg, Sir Watkin Lewes Knight, Robert Morris, John Morris, John Morgan, Thomas Morgan, Iltid Nicholls, John Price, Robert Joseph Rotton, Matthew Thomas of Maes y Gelynen, Philip Thomas, Jenkin Thomas, William Vaughan, Edmond Williams Clerk, Thomas Evans, Edward Turberville.

For the County of Pembroke.

David Bowen of Fron, George Clibborn, John Dye, Francis Edwardes of Haverfordwest, John Furlong, Richard Fenton, John Ferrior, George Holcombe, John Harris junior of Cruglas, Samuel Harris of the same, David Lewis of Fron, John Morris of Gwyndy, John Mackenzie, William Richards, Thomas Tucker junior, David Rice, Walker Williams.

For the County of Radnor.

John Hughes Clerk, James Beavan of the Hay.

For the Shire of Edinburgh.

Captain John Rocheid of the North British Dragoons, David Erskine Writer to the Signet, William Davidson of Muirhouse, Robert Liston.

For the Shire of Berwick.

James Riddell LL. D. Thomas Milles Riddell junior, Sir James Hall Baronet, George Fairholme, Paul Atcheson,

son, George Logan Portioner of Fishwick, John Cockburn junior of Rowcheester, James Lauder of Carolside, Alexander Boswell.

For the Shire of Roxburgh.

John Johnstone of Denovan.

For the Shire of Dumfries.

Samuel Young of Gullyhill, Thomas Malcolm the younger of Hayfield, George Mackenzie of Netherwood.

For the Shire of Wigtown.

The Honourable Patrick Maitland of Freugh, Robert Jefferys Chamberlain to the Earl of Selkirk, David Legget Chamberlain to the Earl of Stair.

For the Stewartry of Kirkcudbright.

John M'Dowall of Logan, Andrew M'Dowall junior of Logan, Quintin M'Adam of Strong Castle, Thomas Stothart of Arkland, John Coultart of Areming, Robert Rae of Pear Tree, Lenox of Barholm, William Loch of Dunderick, Thomas Loch junior of the same, Mathew Buchanan Chamberlain to the Earl of Selkirk.

For the Shire of Ayr.

Sir William Cuninghame Baronet, William Crawford of Doonside, the Honourable Buke Lindsay of Over Lochrigg, Quintin Macadam of Drumgrange, David Kennedy of Craig, Jonathan Anderson of Warrickhill, George Fergusson, John Farquhar of Gilminferoft, Donald Stewart the younger of Catrine, Archibald Stewart of Kirkwood, Douglass of Knockdon, James Fergusson the younger of Auchinsoul, Robert Tod of Newtoun, William M'Ilwraith, Thomas Brisbane.

For the Shire of Dumbarton.

Allan Bogle of Portincaple, Alexander Telfer of Symen-
toun, Nichol Ewing the younger of Keppock, John
Gray of Kilmardinnie, Captain Paterfon of Mil-
ton Spreul, Samuel Barry of Dalshanan.

For the Shire of Bute.

James Mac Neill of Kilmory, Robert Oliphant of Rossie,
James Stewart of Stewart-hall, Bannalyne William Mac
Leod Sheriff-depute, Archibald Mac Arthur Stewart of
Ascog Advocate, John Fullarton, John Campell of Stone-
land Lord of Session, Lewis Fullarton the younger of
Kilmichael, Peter May, James Mackay of South Gar-
rachty, John Blain Commissary of the Isles, the Sheriff-
depute and Sheriff-substitute for the Time being, the
Provost of Rothesay or principal resident Magistrate for
the Time being, the Baron Baillie of Bute for the Time
being, William Forrester Cochrane Chamberlain of Ar-
ran or the Chamberlain there for the Time being.

For the Shire of Kincardine.

Sir Edward Bannerman Baronet, John Foulerton,
Robert Graham of Morphie, Doctor David Stewart the
younger of Inchbreck, George Wright, Baxter
of Glassell, Alexander Leith the younger of Winteriggs,
Robert Tailyour the younger of Kirkton-hill,
Grant of Hilltoun, Joseph Stratton of Kirkfide, Patrick
Orr of Bridgeton, the Honourable John Arbuthnot, the
Honourable Hugh Arbuthnot.

For the Shire of Aberdeen.

Alexander Anderson of Bourtie, Alexander Clerk of
Kincarden, James Ferguson of Kinmundy, Alexander
6 G Forbes

Forbes the younger, Archibald Grant the younger of Monymusk, William Henderson of Newton, Robert Horn the younger of Westhall, Charles Hay of Faichfield, Alexander Innes of Clerkseat, James Jopp of Cottertown, Captain Alexander Leith of Leith-hall, Captain Irvine the younger of Artamford, Leslie of Dunlugass, Leslie Grant of Balquhain, William Lamont of Mid-beltie, Alexander Milne of Crimonmoggate, William Moir of Invernettie, Moir the younger thereof, Milne the younger of Crimonmoggate, Robert Simpson of Thornton, Andrew Thomson of Banchory, Alexander Thomson Keith Urquhart of Meldrum, James Urquhart the younger thereof, Andrew Walker of Torry-leith, the Honourable John Forbes of Pittligo.

For the Shire of Kinross.

George Cliphan of Carslogie, Major-general Skene of Halyards, Sir Henry Moncreiff Baronet, Thomas Bruce Williamson of Arnot, Lieutenant Allan Malcolm the younger of Lochore, Lieutenant William Douglas of Kirkness, Ensign David Cliphan, Henry Burt the younger of Barns, John Barclay of Georgestown, Andrew Horn of Thomanane, David Ireland, Andrew Tod, the Reverend Charles Crawford of Powmill, Robert Coventry Portioner of Airlery, David Creig of Mickle Tillyrie, David Creig of Little Tillyrie, James Beatson of Mawhill, Thomas Blackwood of Condrain, Edward Rutherfoord the younger of Knockover, Doctor John Steedman of Little Siggie, Andrew Burrige of Colliston, George Tod, George Graham of Kinross, James Cheap, John Wordie of Lenrick, James Mayne of Powis, David Forrester of Torwood, Duncan Macmillan of Dunmore, John Græme Clerk to the Signet, John Burn, Captain John Henderson in the Service of the East India Company, James Alexander Merchant in Stirling, John Murray of Murray-hall, William Sands of Tillyhill, John Anstruther Advocate, James Steedman junior of Coldrains, the Baron Baillie of the Barony of Kinross for the Time being.

For the Shire of Forfar.

Sir Alexander Douglas Baronet, William Simpson of Easter Ogill, George Constable of Wallace Craigy, Captain William Morison of Strathmartin, Henry Henderson of Grange of Barry, James Henderson the younger of Grange of Barry, Major Thomas Fletcher the younger, Patrick Scrymgeour the younger, Alexander Graham the younger of Duntroon, John Henderson of Rochilhill, John Ker of Finlarg, Strachan of Bothirs, James Ogilvy the younger, Charles Ogilvy the younger of Quick, George Ogilvy the younger of Baikie, David Fergusson the younger of Lochlands, John Sturrock the younger of Pittrunchy, John Molison the younger of Ballachie, John Ogilvy the younger of Inshuan.

For the Shire of Elgin and Forres.

The Right Honourable Lord William Gordon, James Urquhart the younger of Meldrum, Lieutenant Lewis Urquhart, James Gordon of Ardmealie Provost, John Duff of Elgin, William Robertson Merchant of Elgin, John Innes Writer to the Signet, John Innes the younger of Edingeght, James Innes of the same, Tulloch Merchant of Savage-gardens London, James Ross Factor to his Grace the Duke of Gordon, Bell Factor to his Grace the Duke of Gordon, William Dunbar Town Clerk of Forres, James Grant Factor to Sir James Grant of Grant Baronet.

F I N I S.

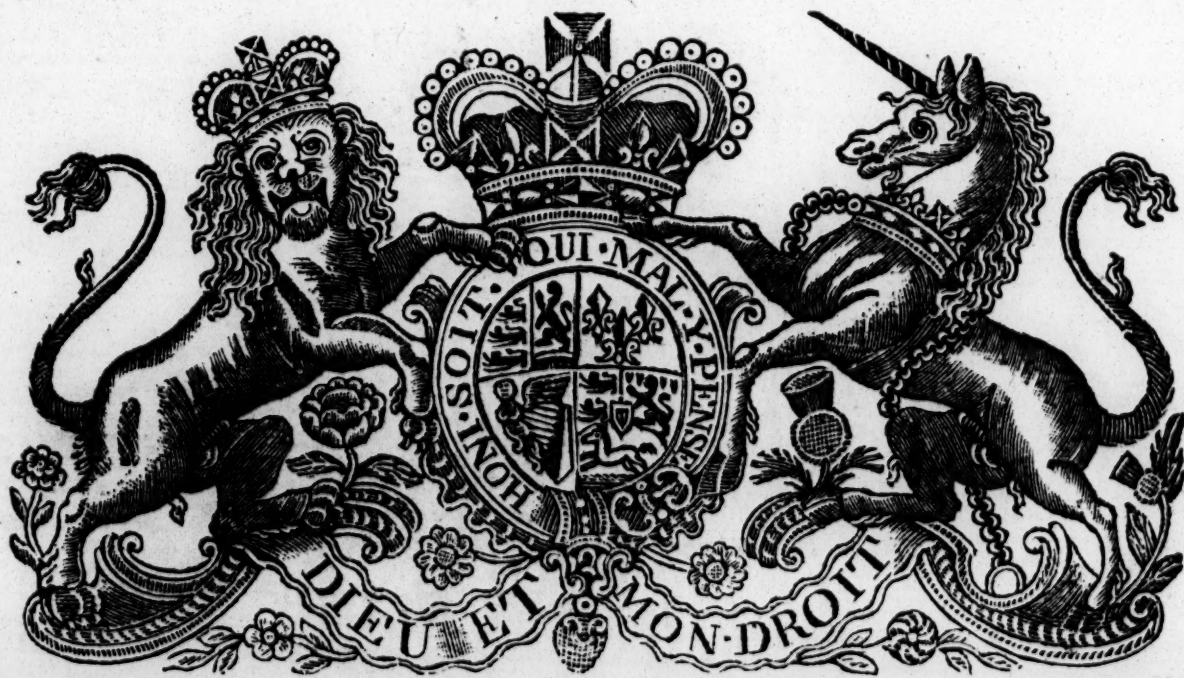
ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N:

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

GEORGE

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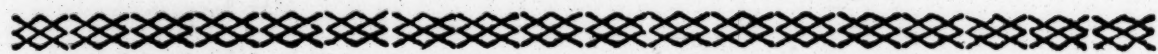
1826

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ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXIV.

An Act for allowing the Re-importation of unmanufactured Tobacco from Foreign Parts, although the same may have been sold abroad; and the Importation of Tobacco the Growth and Product of the Island of *Dominica*, under certain Regulations and Restrictions.



WHEREAS Tobacco, and other Foreign Preamble.

Goods, exported from Great Britain to Holland, and other Foreign Parts of Europe, are frequently returned from thence for Want of a Market abroad, and are permitted to be entered in this

Kingdom, at the same Ports from whence they were so exported, upon the Proprietors proving the Identity of the Goods so returned, and that the Property has not been changed since the Exportation thereof: And whereas it is expedient to permit, for a limited Time, unmanu-
6 H 2 factured

Unmanufactured Tobacco exported from Great Britain may be re-imported, during a limited Time :

Such Tobacco to be returned in the original Packages, with the same Marks and Numbers, etc.

and the Importer, etc. to make Oath that it is British Plantation Tobacco, and was exported from this Kingdom.

factured Tobacco so exported to be returned into any Port within this Kingdom, although the same may have been sold abroad; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the Thirteenth Day of April, One thousand seven hundred and seventy-eight, and until the First Day of March, one thousand seven hundred and seventy-nine, and from thence to the End of the then next Session of Parliament, any unmanufactured Tobacco, which shall have been or may be exported from any Port in Great Britain to any foreign Parts in Europe, may be re-imported and returned by any Person or Persons, in any Ship or Vessel, into any Port in Great Britain, under the following Restrictions, whether such Tobacco hath been sold in Foreign Parts after the Exportation thereof, or not, any Law, Custom, or Usage to the contrary notwithstanding.

Provided nevertheless, and it is hereby enacted by the Authority aforesaid, That such Tobacco shall be returned in the original Packages in which the same was exported from this Kingdom, and in no other, having also the same Marks and Numbers as were set on them by the Officers of His Majesty's Customs at the Time of their original Importation into this Kingdom, excepting only in such Cases where, from Length of Time or Reparation of Casks, some Part of the Marks and Numbers being obliterated, the remaining Part shall be satisfactory to the Commissioners or principal Officers of His Majesty's Customs of the Ports to which such Tobacco shall be returned; and the Importer or Owner of such Tobacco shall make Proof on Oath, before the Collector and Comptroller, or other Principal Officer of His Majesty's Customs, at the Port where such Tobacco shall be re-imported, (which Oath, they are hereby authorized to administer) that the Tobacco so returned is, to the best of their Knowledge and Belief, British Plantation Tobacco, and was originally exported from this Kingdom, having been bought for him or them, by his or their Agents,

Agents, as such; and such Tobacco shall be liable to the same Duties as would have been due for the same upon the first Importation thereof into this Kingdom; which Duties shall not be afterwards drawn back or allowed upon the Re-exportation of such Tobacco to any Parts beyond the Seas, except to Ireland; and such Tobacco shall, in all other Respects not altered by this Act, be subject to the same Restrictions, Rules, and Regulations, Penalties and Forfeitures, as it would be subject and liable to if this Act had not been made.

Duties to be
paid for the
same.

And whereas, by an Act made in the Sixth Year of the Reign of His present Majesty, (intituled, An Act for opening and establishing certain Ports in the Islands of *Jamaica* and *Dominica*, for the more free Importation and Exportation of certain Goods and Merchandizes; for granting certain Duties to defray the Expences of opening, maintaining, securing, and improving, such Ports; for ascertaining the Duties to be paid upon the Importation of Goods from the said Island of *Dominica* into this Kingdom; and for securing the Duties upon Goods imported from the said Island into any other *British* Colony), it is amongst other Things enacted, That all Goods and Commodities of American Produce which shall be imported into Great Britain, (except such Quantities of Sugar and Rum as shall be imported by Certificate, as therein after is mentioned) shall be deemed and taken to be Goods and Commodities of the Growth, Produce, or Manufacture of Foreign Colonies or Plantations, and shall be liable to the same Duties, Regulations, and Restrictions, Penalties and Forfeitures, in all Respects as the like Goods of the Growth, Produce, or Manufacture of any French Colony or Plantation would be liable to by Law: And whereas, in order to encourage the Growth of Tobacco in the said Island of *Dominica*, it is expedient to permit the Importation of it from thence into this Kingdom, under the like Limitations and Restrictions as Sugar and Rum may, by the said recited Act, be imported from thence; be it therefore enacted by the Authority aforesaid, That, from and after the passing of this Act, any Tobacco, being the Growth and Product of the said

Preamble;
reciting an
Act 6 Geo. III.

Tobacco, the
Product of
Dominica,
may be im-

ported into
Great Britain,
under such
Restrictions
as Sugar and
Rum are al-
lowed by the
above recited
Act;

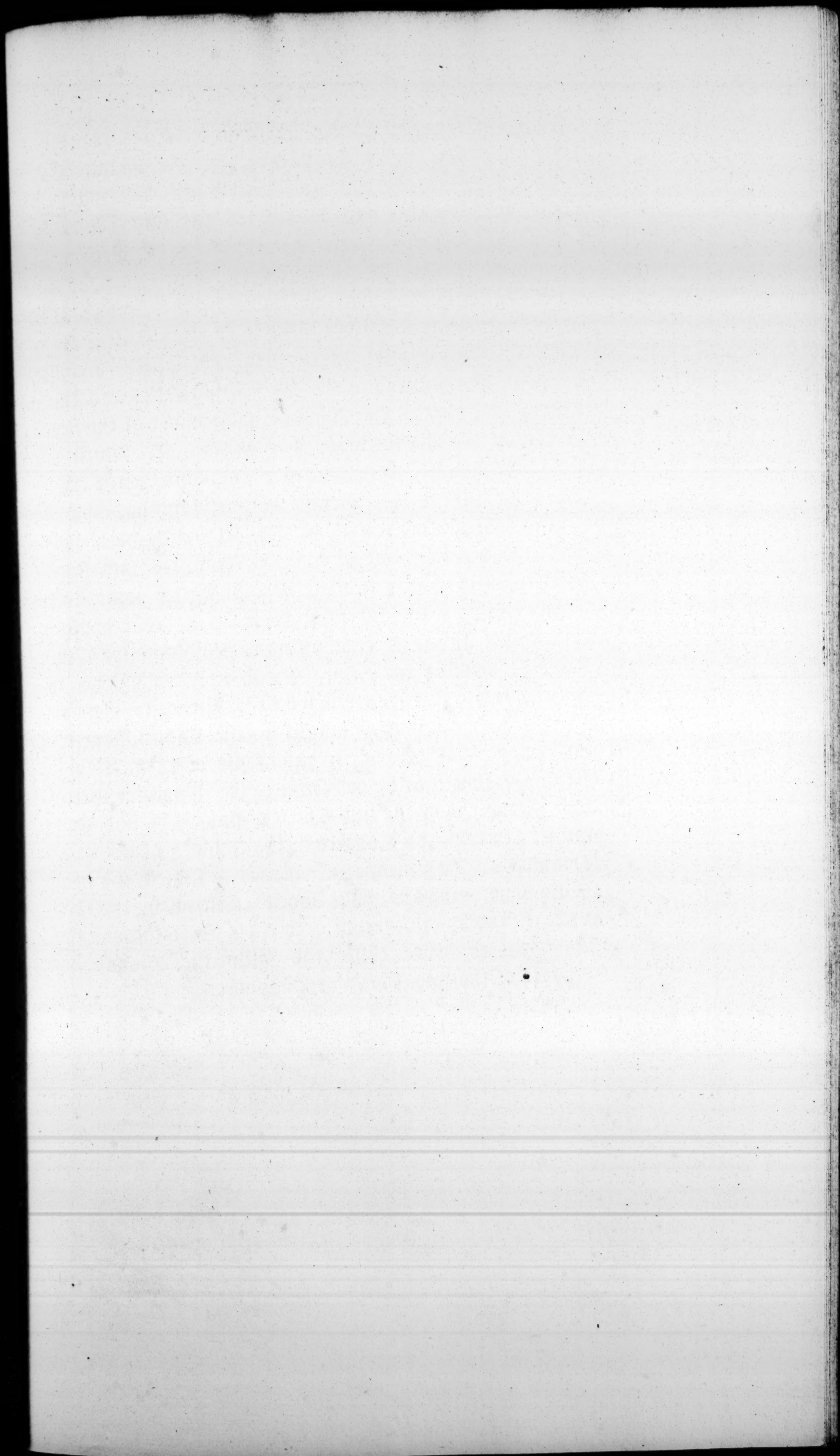
and shall be
liable to the
same Duties,
etc. as Tobac-
co the Growth
of the *British*
Colonies in
America.

Certain To-
bacco lately
imported to be
included in
this Act.

Island of Dominica, may be imported from thence into Great Britain, under Certificate, in like Manner, and under such Regulations and Restrictions, as Sugar and Rum, the Growth and Produce of the said Island, are allowed, by the said recited Act of the Sixth Year of His Majesty's Reign, to be imported into Great Britain; and such Tobacco shall be liable to the same Duties, and in all other Respects subject to the like Rules, Regulations, Restrictions, Securities, Penalties, and Forfeitures, and entitled to the same Drawbacks and Allowances, as Tobacco, the Growth and Produce of the British Colonies or Plantations in America, are subject and liable to by Law, any Thing in the said recited Act, or any other Act, to the contrary notwithstanding.

And whereas a Parcel of Tobacco hath been lately imported into the Port of London, from the said Island of Dominica, and is now secured under the joint Locks of His Majesty and the Proprietor, in a Warehouse in that Port; and it is reasonable that the Importer of such Tobacco should receive the Benefit intended by this Act, be it therefore further enacted by the Authority aforesaid, That it shall and may be lawful for the Commissioners of His Majesty's Customs, or any Four of them, to order the said Tobacco to be delivered to the Importer thereof, upon Payment of the like Duties, under the like Rules and Regulations as Tobacco of the Growth of the British Colonies or Plantations in America is subject and liable to, provided it shall be made appear to them, by the Oath of the Importer or otherwise, to their Satisfaction, that such Tobacco was really and truly the Growth and Produce of the said Island of Dominica.

F I N I S.



ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

ANNO DOMINI

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EXACTO

1800

1800

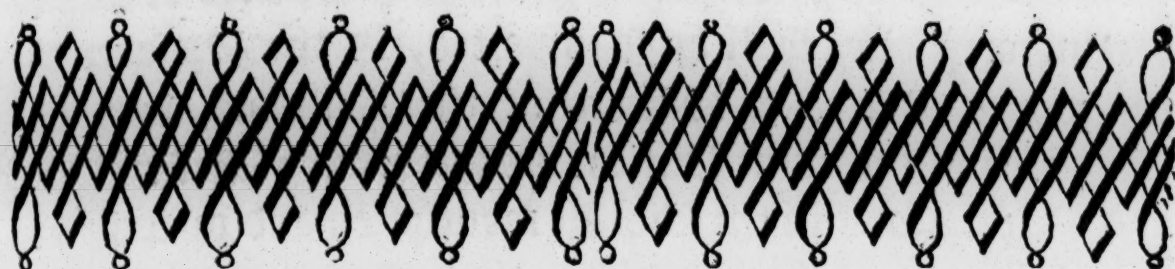
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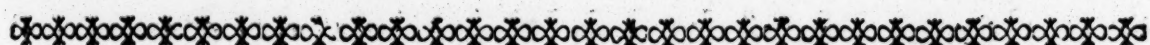
LONDON

Printed by Charles Knight and William ...
Printers to the King's most Excellent Majesty



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXV.

An Act for allowing Corn, Grain, and Flour, imported into the Ports of *Portsmouth*, *Sandwich*, *Chichester*, and *Chester*, to be landed without Payment of the Duties, under the like Restrictions as Corn, Grain, and Flour, is allowed to be landed at the several Ports mentioned in an Act, made in the Thirteenth Year of the Reign of His present Majesty, intituled, *An Act to regulate the Importation and Exportation of Corn*.



WHEREAS by an Act, made in the Thirteenth Year of the Reign of His present Majesty, (intituled, An Act to regulate the Importation and Exportation of Corn) it is enacted, That in case any Wheat, or Wheat Flour, Rye, Pease, Beans, Barley, Beer, Bigg, or Oats, shall be imported into any or either of the Ports in the said Act particularly mentioned, at any Time when the Duties not repealed by the said Act shall be due and payable for such Species of Corn, Grain, or Flour, respectively, the same, upon

Preamble;
reciting Act
13 Geo. III.

Wheat, Flour,
et. imported
at Portsmouth,
Sandwich,
Chichester, or
Chester, at any
Time when the
Duties not re-
pealed by the
recited Act are
due, may, on
due Entry
thereof, be
landed, with-
out Payment
of the said
Duties, &c.

due Entry thereof, may be forthwith landed from on Board the Ship or Vessel in which such Species of Corn, Grain, or Flour, shall be so imported, in the Presence of the proper Officer or Officers of the Customs, without Payment of the said Duties, under certain Restrictions and Regulations in the said Act mentioned and prescribed: And whereas it is expedient that Corn, Grain, and Flour, imported into the Ports of Portsmouth, Sandwich, Chichester, and Chester, at any Time when the Duties not repealed by the said Act shall be due and payable for such Species of Corn, Grain, or Flour respectively, should in like Manner be landed without Payment of the said Duties; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That in case any Wheat or Wheat Flour, Rye, Pease, Beans, Barley, Beer, Bagg, or Oats, shall be imported into the said Ports of Portsmouth, Sandwich, Chichester, and Chester, at any Time when the Duties not repealed by the said Act shall be due and payable for such Species of Corn, Grain, or Flour respectively, the same, upon due Entry thereof, may be forthwith landed from on board the Ship or Vessel in which such Species of Corn, Grain, or Flour, shall be so imported, in the Presence of the proper Officer or Officers of the Customs, without Payment of the said Duties; and such Corn, Grain, and Flour, shall be subject and liable to be warehoused, and to be delivered in the same Manner, and under and subject to the like Securities, Conditions, Regulations, and Restrictions, as Corn, Grain, and Flour, imported into any or either of the several Ports mentioned in the said Act, are subject and liable to, as fully and effectually, to all Intents and Purposes, as if the said Ports of Portsmouth, Sandwich, Chichester, and Chester, had been included in the said Act, any Law, Custom, or Usage, to the contrary thereof in anywise notwithstanding.

F I N I S.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N :
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

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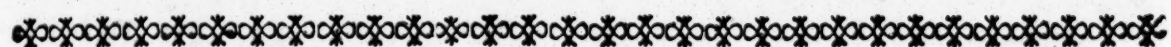
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ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXVI.

An Act for granting to His Majesty certain Duties upon all inhabited Houses within the Kingdom of *Great Britain*.

Most Gracious Sovereign,



E, Your Majesty's most dutiful and loyal Preamble
Subjects, the Commons of Great Britain,
in Parliament assembled, towards rais-
ing the necessary Supplies, which we
have freely granted to Your Majesty
in this Session of Parliament, have re-
solved to give and grant to Your Majesty the several
new Rates and Duties herein-after mentioned; and do
therefore most humbly beseech Your Majesty that it may
be enacted; and be it enacted by the King's most Excel-
lent Majesty, by and with the Advice and Consent of the
Lords Spiritual and Temporal, and Commons, in this
present Parliament assembled, and by the Authority of
the same, That, from and after the Fifth Day of July,

After July 5,
1778, the fol-
lowing new
Duties to be
paid by the
Occupiers of
Houses in
Great Britain;

viz. for all
Houses worth
5*l.* a Year
and under
50*l.*, 6*d.* in
the Pound;

and for all
worth 50*l.* a
Year and up-
wards, 1*s.* in
the Pound.

The new Du-
ties to be paid
over and above
those charged
on Houses by
the Act
6 Geo. III.

The Duties,
in England
and Wales, to
be paid quar-
terly;

and in Scotland
half-yearly.

One thousand seven hundred and seventy-eight, the several Duties upon Houses with their Appurtenances herein-after mentioned, shall be charged, raised, levied, and paid unto His Majesty, His Heirs and Successors, by the Occupiers thereof respectively; (that is to say), Upon and for every Dwelling-house inhabited, together with the household Offices therewith occupied, which now are, or shall hereafter be, erected within the Kingdom of Great Britain, and which are, or for the Time being shall be, worth the yearly Rent of Five Pounds and upwards, and under the yearly Rent of Fifty Pounds, the yearly Sum of Sixpence in the Pound; and upon and for every Dwelling-house inhabited, together with the household Offices therewith occupied, which now are, or hereafter shall be, erected within the Kingdom of Great Britain, and which are, or for the Time being shall be, worth the yearly Rent of Fifty Pounds and upwards, the yearly Sum of One Shilling in the Pound, to be estimated and ascertained in Manner herein-after expressed.

Provided nevertheless, and it is the true Intent and Meaning of this Act, that the said several yearly Sums of Sixpence and One Shilling in the Pound, hereby respectively charged as aforesaid, shall be paid over and above, and in Addition to, the respective Duties charged upon Houses, by virtue of an Act, made in the Sixth Year of the Reign of His present Majesty, intituled, An Act for repealing the several Duties upon Houses, Windows, and Lights; and for granting to His Majesty other Duties upon Houses, Windows, and Lights.

And be it further enacted by the Authority aforesaid, That the said several Duties by this Act granted as aforesaid, shall, in that Part of Great Britain called England, and in Wales, be paid quarterly, on the four most usual Days of Payment in the Year; (that is to say), the Fifth Day of January, the Fifth Day of April, the Fifth Day of July, and the Tenth Day of October, in every Year, by equal Portions; the first Payment thereupon to be made on the Tenth Day of October next:

And in that Part of Great Britain called Scotland, on or before

before the Twenty-ninth Day of September yearly, for the Half Year betwixt Whitsunday and Martinmas-day; and on or before the Twenty-fifth Day of March yearly, for the Half Year betwixt Martinmas-day and Whitsunday.

And be it further enacted by the Authority aforesaid, That the said Duties granted by this Act, as aforesaid, shall be charged only upon the Inhabitants or Occupiers for the Time being of the Houses or Tenements hereby charged, his, her, or their respective Executors or Administrators, and not on the Landlord or Landlords who let or demised the same.

The Duties to be charged on the Occupiers, and not on the Landlords.

And whereas several Manufactures, Trades, Occupations, and Callings, necessarily require Warehouses and Buildings requisite for carrying them on, by Reason whereof the Persons concerned therein are obliged to pay large Rents, or have laid out considerable Sums thereon, and it may be a great Hardship upon such Persons to be rated to the full Extent of their respective Rents, or of the Value of the Premises above-mentioned; be it further enacted and declared, That such Premises shall not be liable to the Duty imposed by this Act, but the Assessment shall be made on the Dwelling-house only, with the Household Offices belonging to it.

Warehouses, etc. not liable to the new Duty;

Provided always, and it is hereby enacted by the Authority aforesaid, That no Duty shall be imposed, assessed, or levied, by virtue of this Act, for or in respect of any Dwelling-house, Cottage, or Tenement, whereof the Occupier or Occupiers, by Reason of his, her, or their Poverty only, is or are exempted from the actual Payment of usual Taxes, Assessments, and Contributions, towards the Church and Poor.

nor poor Persons who are not rated to Church and Poor.

And be it further enacted by the Authority aforesaid, That the Duties by this Act imposed as aforesaid shall be assessed, raised, levied, collected, and received, by Persons to be appointed by the same Authority, and shall be paid into His Majesty's Exchequer for the Purposes in this Act expressed, in such and the like Form and Manner, and with such Allowances, and under such Penalties, Forfeitures, and Disabilities, and according to such Rules, Methods, and Directions, as are prescribed or appointed

How the Duties granted by this Act shall be assessed and collected, etc.

20 Geo. II.
Cap. 3.

Cap. 42.

21 Geo. II.
Cap. 10.

26 Geo. II.
Cap. 17.

31 Geo. II.
Cap. 22.

2 Geo. III.
Cap. 8.

appointed for assessing, raising, levying, collecting, receiving, and paying, the Duties on Houses and Windows or Lights, in and by an Act, made in the Twentieth Year of the Reign of His late Majesty, intituled, An Act for repealing the several Rates and Duties upon Houses, Windows, and Lights; and for granting to His Majesty other Rates and Duties upon Houses, Windows, or Lights; and for raising the Sum of Four millions four hundred thousand Pounds by Annuities, to be charged on the said Rates or Duties; and by another Act, made in the Twentieth Year of the Reign of His said late Majesty, intituled, An Act to enforce the Execution of an Act of this Session of Parliament, for granting to His Majesty several Rates and Duties upon Houses, Windows, or Lights; and by an Act, made in the Twenty-first Year of His said late Majesty's Reign, intituled, An Act for explaining, amending, and further enforcing the Execution of an Act, passed in the last Session of Parliament, intituled, *An Act for repealing the several Rates and Duties upon Houses, Windows, and Lights; and for granting to His Majesty other Rates and Duties upon Houses, Windows, or Lights; and for raising the Sum of Four millions four hundred thousand Pounds by Annuities, to be charged on the said Rates or Duties*; and by an Act, made in the Twenty-sixth Year of the Reign of His said late Majesty, intituled, An Act for the more effectual levying of the Duties upon Windows or Lights, in that Part of Great Britain called Scotland; and by an Act, made in the Thirty-first Year of the Reign of His said late Majesty, intituled, An Act for granting to His Majesty several Rates and Duties upon Offices and Pensions; and upon Houses; and upon Windows or Lights; and for raising the Sum of Five millions by Annuities, and a Lottery, to be charged on the said Rates and Duties; and by an Act, made in the Second Year of the Reign of His present Majesty, intituled, An Act for granting to His Majesty several Rates and Duties upon Windows or Lights; and by the said herein-before mentioned Act, made in the Sixth Year of the Reign of His present Majesty, or by any of them, so far as the same now remain in force, or are not altered by this Act; and that all and every the Powers, Authorities,

Authorities, Rules, Directions, Penalties, Forfeitures, Clauses, Matters, and Things now in Force, contained in the said several Acts, or any of them, for the assessing, raising, levying, collecting, and paying, the Rates and Duties thereby granted, shall be in full Force, and be duly observed, practised, and put in Execution, throughout the whole Kingdom of Great Britain, for the assessing, raising, levying, collecting, and paying, the several Duties upon Houses or Tenements by this Act granted, as fully and effectually, to all Intents and Purposes, as the same are or may be, for the assessing, raising, levying, collecting, and charging, the Rates and Duties granted by the aforesaid Acts, or any of them, so far as the said Powers, Authorities, Rules, and Penalties, are applicable hereunto, and not altered by this Act; and that all Monies arising by the said Duties granted by this Act (the necessary Charges of raising and accounting for the same excepted) shall, from Time to Time, be paid into the Receipt of His Majesty's Exchequer at Westminster.

And be it further enacted by the Authority aforesaid, That in the Office of the Auditor of the said Receipt shall be provided and kept a Book or Books, in which all the Monies arising by the said Rates and Duties, and paid into the said Receipt of the Exchequer as aforesaid, shall be entered separate and apart from all other Monies paid and payable to His Majesty, His Heirs and Successors, upon any Account whatsoever; and the said Monies, so paid into the said Receipt of Exchequer, shall, together with the additional Duties on Wines and Vinegar, granted by an Act of this present Session of Parliament, intituled, An Act for granting to His Majesty several additional Duties upon Wines and Vinegar imported into this Kingdom, be a Fund for the Payment of the several Annuities, and all such other Charges and Expences, as are directed to be paid in pursuance of an Act of this present Session of Parliament, intituled, An Act for raising a certain Sum of Money by way of Annuities, and for establishing a Lottery; and the same shall not be issued or applied to any other Use, Intent, or Purpose whatsoever.

The Duties granted by this Act to be applied towards Payment of the Annuities granted by the Lottery Act of this Session.

And

The Assessors
to be allowed
3d. for each
House for the
First Assess-
ment.

And be it further enacted by the Authority aforesaid, That, for and in Consideration of the extraordinary Care and Pains requisite in making and adjusting the First Assessment to be made in carrying this Act into Execution, the Assessor or Assessors shall have an Allowance for such First Assessment of Three-pence for each House assessed by him, her, or them respectively; to be had and received from the respective Receivers-general, their Deputy or Deputies, who are hereby appointed and directed to pay the same accordingly, and who shall be allowed the same in passing their Accounts.

Commission-
ers for execut-
ing the before
mentioned
Acts to exe-
cute this Act;

And be it further enacted by the Authority aforesaid, That, for the better Execution of this Act, and for the ordering, raising, levying, collecting, and paying the Duties hereby granted, the Commissioners authorized or appointed, or who shall be hereafter authorized or appointed, for putting in Execution the said herein-before mentioned Acts, or any of them, shall be Commissioners for putting in Execution this present Act, and the Powers therein contained, in all and every the respective Counties, Shires, Stewartries, Ridings, Cities, Boroughs, Cinque Ports, Towns, and Places respectively within Great Britain; and that the said Commissioners, in order to the speedy Execution of this Act, shall, in their respective Counties, Shires, Stewartries, Ridings, Cities, Boroughs, Cinque Ports, Towns, and Places, for which they are or shall be appointed Commissioners respectively, meet, on or before the Thirtieth Day of April, One thousand seven hundred and seventy-eight, and shall in like Manner meet yearly, and every Year, at such Day or Time as the said Commissioners for the Time being shall think proper to appoint, before the Thirtieth Day of April yearly, and shall then divide themselves to act in separate Districts, and proceed in the Execution of this present Act for assessing, raising, levying, and collecting the Duties hereby granted as aforesaid, in such and the same Manner, and under the same Regulations and Directions, as are prescribed by the said before-mentioned Acts, or any of them, with respect to

and for that
Purpose to
meet on or
before April
30, 1778,

and before
April 30,
yearly there-
after.

to the Rates and Duties thereby imposed (except in such Cases in which an Alteration is made by this Act.)

Provided always, and be it further enacted, That if by any Neglect or Default there shall not have been a Meeting of the said Commissioners, and a due Execution of the several Powers hereby created, within or at the Time or Times, or according to the Manner or Circumstances directed or prescribed in and by this present Act, it shall and may be lawful for the said Commissioners, or any Two or more of them, in all and every the respective Counties, Shires, Stewartries, Ridings, Cities, Boroughs, Cinque Ports, and Towns, in Great Britain respectively, wherein such Default shall have happened, to meet and execute the said Powers at any other Time or Times, any Thing herein-before contained to the contrary notwithstanding; and they are hereby authorised and required forthwith, or as soon as may be after the Time or Times at which such Meetings should have been held, and such Powers should have been executed, according to the Directions of this present Act, to meet and execute the same, so as that the said Rates and Duties be duly and effectually charged, raised, levied, collected, and paid to His Majesty, His Heirs and Successors, for the Uses in this Act, notwithstanding any such Omission or Defect; and all such Meetings and Acts of the said Commissioners, or any Two or more of them, shall be deemed, and are hereby declared to be good and valid to all Intents and Purposes, notwithstanding any such Omission or Defect as aforesaid.

In case there shall not be a Meeting of the Commissioners within the Time limited by this Act,

they are required to meet as soon as may be thereafter, and to put this Act in Execution.

And it is hereby also enacted, That the said Commissioners shall cause Notice to be inserted, in the Precepts to be from Time to Time directed by them to the Inhabitants of the Parishes or Places within their respective Districts or Divisions whom they shall think fit to be Presentors or Assessors under the said before mentioned Acts, or any of them, that such Persons are also appointed Assessors of the Duties upon Houses or Tenements granted by this Act.

Notice to be inserted in the Commissioners Precepts that the Assessors under the before-mentioned Acts, are appointed Assessors under this Act.

And, for the more effectual levying and collecting the Duty imposed by this Act in that Part of Great Britain called

If the Commissioners of Supply in Scotland shall neglect to ap-

point Assessors, &c. the Surveyors appointed under any of the recited Acts may do the Assessors Duty;

called Scotland, be it enacted and declared, That in case at any Time the Commissioners of Supply in that Part of the Kingdom shall neglect to appoint Assessors, or in case the Assessors by them appointed shall neglect to perform what is required of them by this Act, that then, or in such Case, it shall and may be lawful to and for the Surveyor or Surveyors, appointed under the Authority of any the before-recited Acts, to do and perform such and the like Services as are by this or any former Act required from the said Assessors.

and shall be intitled to the same Reward.

And it is hereby further declared, That when the Surveyors act in the Capacity of Assessors, they shall be intitled to the same Reward as is provided for the Assessors in this Act, for the Assessment made in the present Year.

Assessors to be sworn.

And be it further enacted by the Authority aforesaid, That every Person to be appointed Assessor as aforesaid shall, before he presumes to act in the Execution of the said Office or Employment, take (besides the Oaths required to be taken by Assessors by the aforesaid Acts, or any of them) an Oath, or, being One of the People called Quakers, make and subscribe the solemn Affirmation, in the following Form :

The Oath.

I *A. B.* do swear, (or affirm, as the Case may require) That, in the Assessment which I shall make of the Houses and Household Offices within the District or Parish for which I am appointed an Assessor, I will rate each at the true annual Value, according to the best of my Judgment and Skill; and that I will truly and faithfully execute the Trusts reposed in me, by virtue of an Act of the Eighteenth Year of His present Majesty, for imposing a new Duty on all Houses of Five Pounds a Year, and upwards.

So help me G O D.

Which Oath or Affirmation any Two or more of the Commissioners in the County, Shire, Stewartry, City, or Place, where the said Assessment is to be made, are hereby impowered and required to administer.

And

And be it further enacted, That if any Person, so to be appointed Assessor, shall presume to act in the Execution of the said Office or Employment, before he shall have taken the aforesaid Oath, (except such Person shall be a Quaker, and shall have made such Affirmation as aforesaid), he shall forfeit and pay, for every such Offence, the Sum of Twenty Pounds; to be recovered in any Court of Record, by Action of Debt, Bill, Plaint, or Information, wherein no Essoin, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed; and that the Forfeitures or Penalties so to be incurred (all necessary Charges for the Recovery thereof being first deducted) shall be distributed, One Moiety thereof to and for the Use of His Majesty, His Heirs and Successors, and the other Moiety to him or her who shall inform or sue for the same.

Assessor acting before he is sworn, shall forfeit 20*l*.

Application of the Penalties.

And be it further enacted by the Authority aforesaid, That such Persons, to be appointed Assessors as aforesaid, do and shall, before the Tenth Day of September in the present Year, and in all future Years before the Twenty-fourth Day of June, estimate and ascertain, according to the best of their Skill and Judgement, the full and just yearly Rent, which every such Dwelling-house, with the Household Offices therewith occupied and hereby charged as aforesaid, within the Limits and Places for which they are to act, is really and bona fide worth to be let; and do and shall make an Assessment in Writing of Six-pence in the Pound, according to such Estimate or Valuation, upon the Occupier or Occupiers of every such Dwelling-house, together with other the Premises as aforesaid therewith occupied, of the yearly Value of Five Pounds and upwards, and under the yearly Rent of Fifty Pounds, in respect thereof; and of One Shilling in the Pound, according to such Estimate or Valuation, upon the Occupier or Occupiers of every such Dwelling-house, together with other the Premises as aforesaid therewith occupied, of the yearly Value of Fifty Pounds and upwards, in respect thereof: And do and shall, by Writing under their respective Hands, certify the Number of Houses, and other the Premises together with

Assessors to ascertain, annually, the full yearly Rent of all occupied Houses within their Districts, and to assess them accordingly:

All those of 5*l*. a Year and under 50*l*, at 6*d*. in the Pound;

and all those of 50*l*. a Year and upwards, at 1*s*. in the Pound.

Assessors to certify to the Commissioners the Number of Houses, with the

Names of the
Occupiers,
and the Sums
charged on
them, etc.

each of such Houses occupied respectively, charged by this Act, within the Limits of such Places as aforesaid, together with the Rents estimated and ascertained as aforesaid for or in respect of the same respectively; and the Names of the several Occupiers or Inhabitants thereof respectively; and the several Sums of Money charged on and payable by them, for or in respect of the same, by virtue of this Act; and likewise do and shall, on or before the Tenth Day of September in the present Year, and in all future Years on or before the Twenty-fourth Day of June in every Year, deliver the Certificates or Assessments, to be made by them respectively as aforesaid, unto the said Commissioners, or any Two or more of them.

Commission-
ers to sign the
Assessments,

And be it further enacted by the Authority aforesaid, That the said Commissioners, to whom such Assessments shall be delivered in pursuance of this Act, or any Two of them, shall, within the Space of One Calendar Month next after the Receipt of the same respectively, or as soon after as conveniently may be, set their Hands to the said respective Assessments, and to such Surcharge or Surcharges as shall or may have been made in the mean Time, either by the same Assessors, or by such Surveyor or Surveyors as is or are herein-after mentioned, testifying their Allowance of the same; and shall likewise nominate and appoint Two of the Persons named in each of such Assessments to be Collectors, or any other Two such Persons as they shall think able and responsible, for the respective Divisions and Places for which they shall be so presented, and shall forthwith deliver, or cause to be delivered, such Assessments so by them allowed of, unto the respective Persons by them nominated to be Collectors for each Year respectively, who are hereby enjoined and required to collect and pay the Duties hereby assessed, and to give Acquittances for the same; for whose paying unto the Receiver-general now appointed, or for the Time being to be appointed by His Majesty, or by the Commissioners of the Treasury, or any Three or more of them now being, or the High Treasurer or the Commissioners of the Treasury for the

and to appoint
Two Collec-
tors for each
Division,

to whom the
said Assess-
ments shall be
delivered, &c.

Time being, in Manner hereby directed, such Money as they shall be charged withal, the Parish or Place for which they are so employed shall be answerable.

And be it further enacted, That in all privileged and other Places being extraparochial, and not within the Constablewicks or Precincts of the respective Assessors to be appointed by virtue of this Act, the said Commissioners, or any Three or more of them, shall, and they are hereby required to nominate and appoint Two fit Persons living in or near the said privileged or other Places as aforesaid, to be Assessors for the said Places, and to make and return their said Assessments in like Manner as by this Act is appointed in any Parish, Tything, or Place; and also to appoint Two or more Collectors, who are hereby required to collect and pay the same according to the Rates appointed by this Act for collecting and paying all Sums of Money payable by this Act.

Directions for appointing Assessors, &c. in privileged Places.

And be it further enacted by the Authority aforesaid, That the said Commissioners, or any Three or more of them, shall, and they are hereby authorised and required strictly to peruse the Certificates or Assessments, which by this Act are before directed to be annually delivered to them, and also to examine the Assessors and Presentors thereof; and if the said Commissioners, or any Three of them, within their several Limits or Divisions, shall, at the Time of the Delivery of such Certificates or Assessments, or within Ten Days after, have certain Knowledge or Cause to suspect that any House, or other Premises as aforesaid therewith occupied, which ought to be charged by this Act, is or are omitted in such Certificates; or that any House, or other such Premises, is or are undercharged, or not duly charged according to the Directions of this Act; the said Commissioners, or any Three or more of them, shall have Power to summon the Person or Persons occupying such House or Tenement to appear before them at a Day and Place to be prefixed, of which Three Days Notice at least shall be given; and if any Person or Persons summoned shall neglect to appear, the said Commissioners may proceed

Commissioners required to peruse the Certificates, &c. which shall be delivered to them, and to examine the Assessors, &c.

and if they suspect that any House is omitted or undercharged, they may summon the Occupier to appear before them.

How Commissioners are to act if the Per-

sons summon-
ed do not ap-
pear, &c.

to amend such Assessments, and to charge such Occupier with such Rate as shall appear reasonable from the Evidence before them; and moreover the said Commissioners to whom such Certificates or Assessments shall be delivered, or any Three of them, or any other Three Commissioners of the respective Counties, Shires, or Stewartries, where such Assessments shall be made, shall have Power, and are hereby required by all lawful Ways and Means, to examine and enquire into and concerning the annual Value of any House, and other such Premises as aforesaid therewith occupied, charged in or by any such Assessment, or which shall have been omitted to be charged therein, and thereupon to enlarge, alter, abate, or diminish, the said Assessments, so to be delivered to such Commissioners, to the End that such Duty may be set and imposed upon every such House or Tenement according to the true Intent and Meaning of this Act; and the said Commissioners, or any Three or more of them, shall, after such Perusal and Examination thereof, set their Hands to the said respective Assessments, and to such Surcharge or Surcharges as shall or may have been made thereto in the mean Time, testifying their Allowance of the same.

Duplicates of
the Assess-
ments to be
made out,
etc.;

And be it further enacted by the Authority aforesaid, That the said Commissioners, or any Two or more of them, shall, from Time to Time yearly, cause true Duplicates of such Assessments as aforesaid to be made out, delivered, and transmitted, in such and the same Manner, and at like Times, as is directed by the aforesaid Acts, or any of them, with respect to the Duplicates of the Assessments therein mentioned.

which shall
contain the
Number of
Houses, and
the Amount
of the Duties.

Provided always, That in the said Duplicates to be transmitted to the Receivers-general, and to the King's Remembrancer, the Number of Houses shall be inserted, as well as the Amount of the Duties, in order to ascertain the Money which the Receivers-general are directed by this Act to pay to the Assessors for the first Year's Assessment, at Three-pence each House, and for the Information of the proper

Officers

Officers who are to allow the same in the Receiver's Accounts.

And be it further enacted by the Authority aforesaid, That all and every Surveyor and Surveyors appointed and to be appointed, under or by virtue of the said several Acts herein-before mentioned, or any of them, for the Rates and Duties thereby imposed, shall be, and he and they is and are hereby impowered to inspect, examine, and supervise, the Assessments to be made in or for any such Parish or Place as aforesaid, before the Commissioners shall have signed and allowed the same, and to alter and amend any such Assessment or Assessments, if he or they shall see just Cause for so doing; and every Person, in whose Custody any such Certificate or Assessment shall be, is hereby required, upon the Request of any such Surveyor or Surveyors as aforesaid, to produce the same: And if any such Surveyor or Surveyors shall, after any such Assessment or Assessments shall be so respectively made out, signed, and allowed as aforesaid, find or discover, upon his or their Survey, that any Houses, and other Premises as aforesaid therewith respectively occupied, which should and ought to be charged with the Duties hereby granted, shall have been omitted to be charged therewith, or shall have been under-rated, such Surveyor or Surveyors shall certify the same in Writing, under his or their Hand or Hands, by way of Surcharge, to any Two or more of the said Commissioners, on or before the Sixteenth Day of November next, for the first Quarterly Payment, which shall be due on the Tenth Day of October next, and thenceforward, and in every future Year, at the same Times they make their Surcharges for the Duties on Houses and Windows, in order to have such Omission or Under-rate rectified in the said Assessment; and the said Commissioners are thereupon to cause the same to be rectified, and the Duties levied accordingly.

Surveyors may supervise the Assessments, and amend them, before they are signed by the Commissioners:

And if they discover any Omissions after the Assessments are signed, they are to certify the same to the Commissioners, etc.

And be it further enacted and declared, That if any Surveyor or Surveyors shall omit to make a Surcharge or Surcharges for the first Half Year, it shall and may

If any Surcharge is omitted the first Half Year, it may be made for the whole Year.

be

be lawful for the said Surveyor or Surveyors to make a Surcharge or Surcharges for the Whole Year.

Any House inhabited by different Families, to pay the Duties as if inhabited by One Family.

And be it further enacted and declared, That where any House shall be divided into different Stories, Tenements, Lands, or Landings, and shall be inhabited by Two or more Persons or Families, the same shall nevertheless be subject to, and shall in like Manner pay, the Duties granted by this Act, as if such House or Tenement was inhabited by One Person or Family only.

Provido, relating to Colleges, &c.

Provided always, That each District, Chamber, or Apartment, in any College or Hall in any of the Universities of Great Britain, shall be subject to the Duties granted by this Act, as if the same were an entire House.

Each Apartment in the Inns of Court to be deemed an entire House.

And be it likewise enacted and declared by the Authority aforesaid, That every Chamber or Apartment, in any of the Inns of Court or Chancery, being severally in the Tenure or Occupation of any Person or Persons, shall be subject to the Duties granted by this Act, as if the same were an entire House.

Where Infants are chargeable with the Duties, they are to be paid by their Parents or Guardians.

And be it further enacted by the Authority aforesaid, That where any Person or Persons chargeable with the Duties hereby granted as aforesaid, or either of them, shall be under the Age of Twenty-one Years, in every such Case the Parents, Guardians, and Tutors, of such Infants respectively, upon Default of Payment by such Infants, shall be, and are hereby made liable to, and charged with, the Payments which such Infants ought to have made; and if such Parents, Guardians, or Tutors, shall neglect or refuse to pay as aforesaid, it shall and may be lawful to proceed against them in like Manner as against any other Person or Persons making Default of Payment as herein-before is mentioned: And all Parents, Guardians, and Tutors, making Payment as aforesaid, shall be allowed all and every Sum and Sums paid for such Infants, in his, her, or their Accounts.

His Majesty, and the Royal Family, not liable to pay the Duties;

Provided nevertheless, That this Act, or any Thing herein contained, shall not extend, or be construed to extend, to charge with the Duties hereby granted as aforesaid, or either of them, any House, or other such Premises as aforesaid

said therewith occupied, in the Possession or Occupation of His Majesty, or any of the Royal Family; or to subject or charge any Ambassador or Foreign Minister residing in the Kingdom of Great Britain, to or with the Payment of the said Duties, or either of them.

not Foreign
Ministers.

And, for the better Information of the Commissioners appointed to carry this Act into Execution, and the Surveyors, and the Persons to be appointed Assessors as aforesaid, with respect to the annual Rent or Value of all Houses or Tenements charged by this Act, and the better to enable them to perform their Duty, be it further enacted by the Authority aforesaid, That the said Commissioners, or any Two of them, and the said Surveyors and Assessors, or any One or more of them, or any Person or Persons authorised by them, or any of them, shall have Liberty to inspect, and to take Copies of, or Extracts from, any Book or Books kept by any Parish Officer or Officers, or other Person or Persons, of or concerning the Rates payable to the Poor, or any other publick Taxes, Rates, or Assessments, in any Part of Great Britain within the Limits for which they shall be appointed: And if any Person or Persons, in whose Custody or Power any of the said Books shall be, shall refuse or neglect to permit the said Inspection, or the Copies or Extracts to be made as aforesaid, or to attend the said Commissioners with their Books, when required so to do, then, and in every such Case, every Person who shall so refuse or neglect shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

Commission-
ers, Survey-
ors, &c. may
inspect, or
take Copies of,
Parish Rates,
&c.

Penalty on
Persons pos-
sessed of such
Rates, who
shall refuse
such Inspec-
tion, &c.

And be it further enacted by the Authority aforesaid, That no Dwelling-house, or other such Premises as aforesaid therewith occupied, chargeable by this Act as aforesaid, shall be estimated or rated at any less Value yearly than that at which the same stands legally rated and assessed to the publick Rates, Taxes, and Assessments, or any of them now subsisting, where such Premises are charged by a Pound Rate, and according to the full annual Value thereof respectively; and when such Premises as aforesaid are charged by a Pound Rate, according to any proportionate Part of the real annual

All Houses
to be charged
according to
the full annual
Value,

notwithstand-
ing they may
be otherwise
charged in
former Rates.

annual Value thereof respectively, the same shall not be estimated or rated, for the Purposes of this Act, at less than the full annual Value, upon which such Proportions have been computed and taken as aforesaid.

Farm-houses
not to be rat-
ed.

Provided always, and it is hereby further enacted and declared, That no Farm-house shall be assessed or rated as aforesaid for the Purpose of raising the Duty herein mentioned.

What shall be
deemed a
Farm-house.

And, for the better understanding what is hereby meant as a Farm-house, it is further declared, That all Houses bona fide used or occupied for the Purposes of Husbandry only, shall be deemed and taken to be Farm-houses, and no other.

Certain Farm-
houses liable
to be rated.

Provided always, That no such Farm-house, which shall be occupied by the Owner thereof, shall be intitled to such Exemption, which shall be valued under this Act at more than Ten Pounds per Annum, distinct from the Land therewith occupied.

Hospitals, etc.
not to be rat-
ed.

Provided always, and be it further enacted by the Authority aforesaid, That nothing herein contained shall extend, or be construed to extend, to charge or make liable any Hospital, or House provided for the Reception and Relief of poor Persons, to the Payment of the Rate or Duty to be laid by virtue of this Act.

Occupiers of
Houses not to
be assessed to
the Poor's
Rate or High-
way Duty,
for any Rates
imposed by
this Act.

And be it further enacted by the Authority aforesaid, That no Occupier or Occupiers of any Dwelling-house or Houses, in any Parish or Place, shall be charged or assessed to the Poor's Rate or Highway Duty for or in respect of any Rates or Duties imposed and made payable by this Act; but that such Owners and Occupiers shall continue to be rated and assessed to the Poor's Rate and Highway Duty in such Manner as they were rated and assessed to the said Rates and Highway Duty respectively at the Time of the passing of this Act; any Thing herein contained to the contrary notwithstanding.

Payment of
the Rates not
to intitle any
Person to a
Settlement.

And be it further enacted by the Authority aforesaid, That the Payment of any of the Rates and Duties granted by this Act by any Occupier or Occupiers of any Dwelling-house or Houses in any Parish or Place, shall not intitle the Person or Persons, so paying such Rates

or Duties, to a legal Settlement in such Parish or Place.

And be it further enacted and declared, That no Houses shall, within the Intention of this Act, be deemed or taken to be inhabited Houses, except the same shall be inhabited by the Owner, or by a Tenant renting the same.

What Houses shall be deemed habitable.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall think himself, herself, or themselves respectively overcharged or over-rated, by any Assessment, Charge, or Surcharge, to be made by virtue or in pursuance of this Act, it shall be lawful for him, her, or them respectively, to appeal to the said Commissioners; and that the said Commissioners, or any Three or more of them, shall, and they are hereby required to hear and determine all such Appeals; and that all such Appeals for the First Quarter shall be heard and determined between the Tenth Day of December, One thousand seven hundred and seventy-eight, and the Fourth Day of January, One thousand seven hundred and seventy-nine; and all future Appeals on the Days appointed, and in the Manner directed, in the several Acts herein-before mentioned with respect to the Rates and Duties thereby granted.

Persons over-rated may appeal to the Commissioners.

When Appeals shall be heard.

And be it further enacted by the Authority aforesaid, That the said Commissioners, or any of them, shall not, upon the hearing of any Appeal, make any Abatement or Defalcation in the Charge or Surcharge made upon any Person by such Assessment as aforesaid, or the Surcharge of any such Surveyor or Surveyors as aforesaid; but the same shall stand good, and remain Part of the annual Assessment, unless it shall then appear to the said Commissioners, by Examination of the Circumstances of the Case upon Oath, that such Person hath been over-rated in and by such Assessment or Surcharge; in which Cases the said Commissioners are hereby authorized and impowered, upon every such Appeal, to abate or diminish any such Assessment to be made as aforesaid, in such Manner as they shall think proper, and agreeable to the true Intent and Meaning of this Act: And every Person intending

Commissioners, on hearing of Appeals, not to make any Abatement in the Assessment, &c. unless Proof be made on Oath, that the Appellant is over-rated.

Persons intending to appeal, are to give 10 Days Notice to the Assessors, &c.

intending to appeal to the said Commissioners shall, and is hereby required to give, at the least, Ten Days Notice thereof to any Assessor or Assessors, Surveyor or Surveyors, of the Parish or Place wherein such Person is assessed, of such Intention to appeal, and such Assessor or Assessors, Surveyor or Surveyors, may then and there attend to justify the said Assessment and Surcharge; and such Assessor and Assessors, Surveyor and Surveyors, and Appellant, shall have full and free Liberty to be present during all the Time of hearing such Appeals, and of the said Commissioners determining the same.

Determination of the Commissioners to be final:

And be it further enacted by the Authority aforesaid, That all Appeals once heard and determined by the said Commissioners, or any Three or more of them, or the major Part of them then present on the Day or Days by them appointed for hearing of Appeals, shall be final, except as is herein-after directed.

Except, etc.

Persons dissatisfied with the Determination of the Commissioners may, in England or Wales, appeal to One of the Justices of the Court of King's Bench, &c.;

And be it further enacted by the Authority aforesaid, That if any such Assessor or Assessors, Surveyor or Surveyors, or the Persons so appealing, in that Part of Great Britain called England, or in Wales, or in Berwick upon Tweed, shall apprehend the Determination made by the said Commissioners to be contrary to the true Intent and Meaning of this Act, and shall then declare himself or herself dissatisfied with such Determination, it shall and may be lawful to and for such Assessor or Assessors, Surveyor or Surveyors, or Appellant respectively, to require the said Commissioners to state specially, and to sign the Case upon which the Question arose, together with their Determination thereupon; which Case the said Commissioners, or the major Part of them then present, are hereby required to state and sign accordingly, and to cause the same to be delivered to the Party making such Request as aforesaid, to be by him or her transmitted to One of the Justices of the Court of King's Bench or Common Pleas, or to One of the Barons of the Court of Exchequer for the Time being; and every such Justice and Baron is hereby required, with all convenient Speed, to return an Answer to such Case so transmitted, with his Opinion thereupon subscribed thereto; according

ing to which Opinion so certified, the Assessment which shall have been the Cause of such Appeal shall be altered or confirmed: And that if such Assessor or Assessors, Surveyor or Surveyors, or the Person so appealing, in that Part of Great Britain called Scotland, shall apprehend the Determination made by the said Commissioners to be contrary to the true Intent and Meaning of this Act, and shall then declare himself or herself dissatisfied with such Determination, it shall and may be lawful to and for such Surveyor or Person dissatisfied respectively, to require the said Commissioners, or the major Part of them then present, to state specially and sign the Case upon which the Question arose, together with their Determination thereupon; which Case the said Commissioners are hereby required to state and sign accordingly, and to cause the same to be delivered to the Party making such Request as aforesaid, to be by him or her transmitted to One of the Judges of the Court of Session, or of the Barons of the Exchequer in Scotland; and every such Judge and Baron is hereby required, with all convenient Speed, to return an Answer to such Case so transmitted, with his Opinion thereupon subscribed thereto; according to which Opinion so certified, the Assessment which shall have been the Cause of such Appeal shall be altered or confirmed: Provided always, That notwithstanding any such Case so transmitted to any of the said Justices, Judges, or Barons, the Determination of the said Commissioners shall stand with respect to the Payments which shall become due precedent to the Opinion certified by any such Justice, Judge, or Baron, upon such Case.

and in Scotland to One of the Judges of the Court of Session, or Barons of Exchequer there.

Provided also, and be it further enacted, That no Stay of Prosecution, upon any Command, Warrant, Motion, or Order, or Direction by non vult ulterius prosequi, shall be had, made, admitted, received, or allowed, by any Court whatsoever, in any Suit or Proceeding, by Action of Debt, Bill, Complaint, or Information, or otherwise, for the Recovery of all or any of the Pains, Penalties, or Forfeitures, upon any Person or Persons by this Act inflicted or therein mentioned, for or

No Stay of Prosecution to be admitted in any Suit for Recovery of Penalties inflicted by this Act.

in order to the Conviction or Disability of any Person offending against this Act.

Constables,
Headbo-
roughs, &c. to
assist in the
Execution of
this Act,

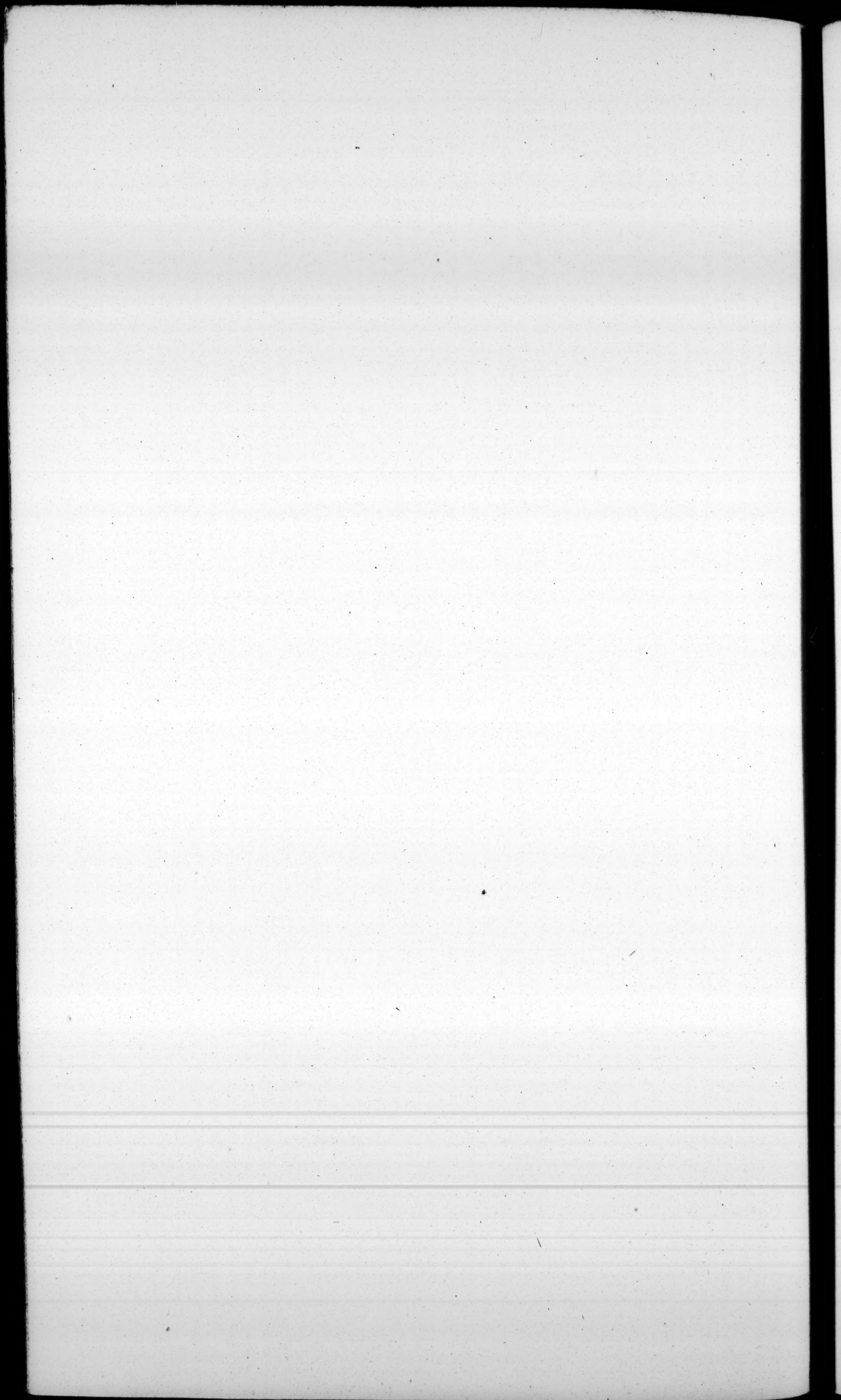
Provided always, and be it enacted, That all Constables and Headboroughs, Tithingmen, and other His Majesty's Officers, shall, and are hereby required and enjoined to be respectively aiding and assisting in the Execution of this Act, and to obey and execute such Precepts or Warrants as shall be to them directed in that Behalf, by the respective Commissioners hereby appointed, or any Three or more of them.

Persons sued
for executing
this Act, may
plead the Ge-
neral Issue,

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall at any Time or Times be sued, molested, or prosecuted, for any Thing by him or them done or executed in pursuance of this Act, or of any Clause, Matter, or Thing herein contained, such Person or Persons shall and may plead the General Issue, and give the special Matter in Evidence, for his or their Defence; and if, upon the Trial, a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall discontinue an Action, or suffer a Non-pros, or shall become nonsuited, then such Defendant or Defendants shall have Treble Costs awarded to him or them against such Plaintiff or Plaintiffs.

and recover
Treble Costs.

F I N I S.

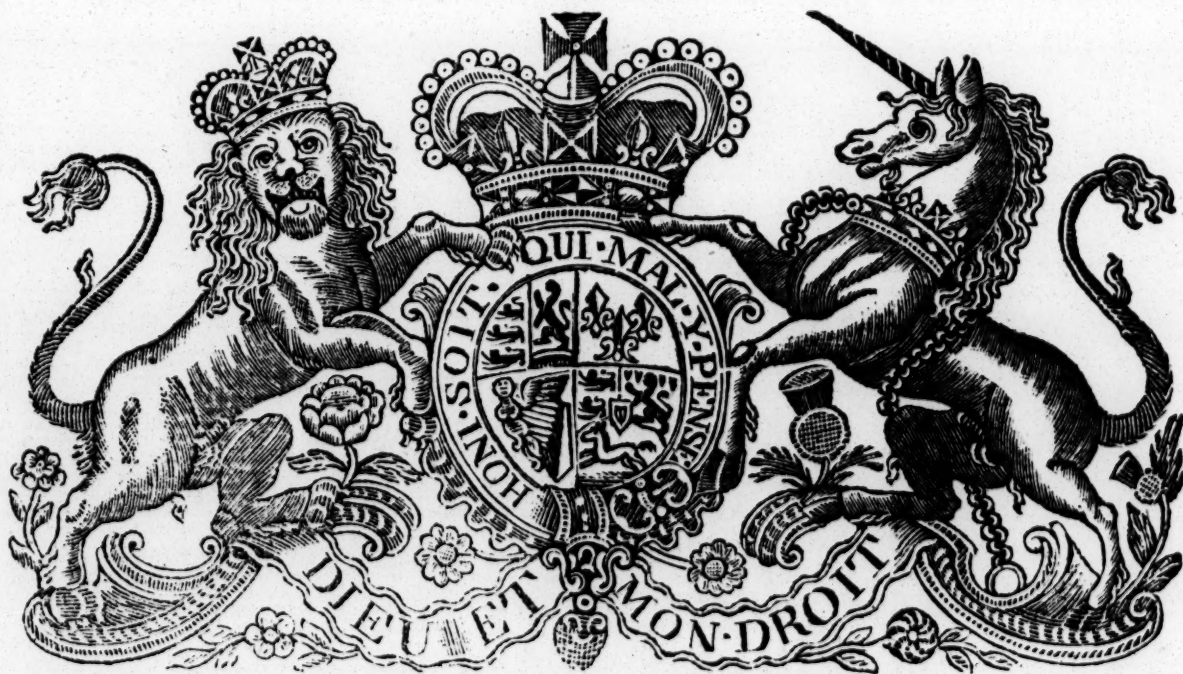


ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,
DECIMO OCTAVO.

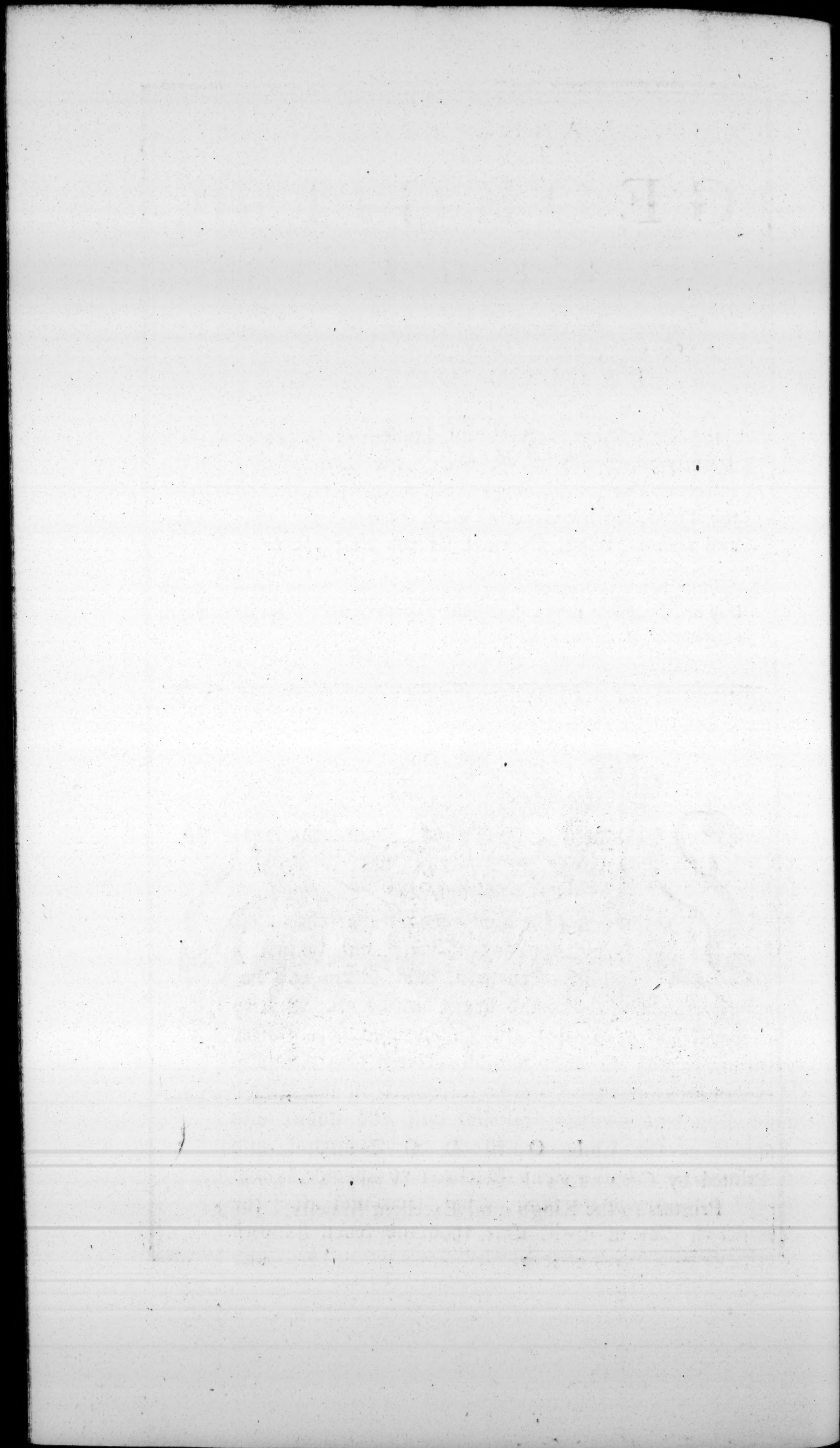
At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N:

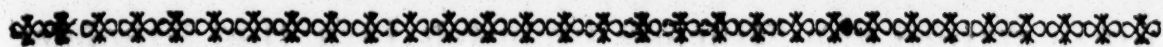
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.





ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXVII.

An Act for granting to His Majesty several additional Duties upon Wines and Vinegar imported into this Kingdom.

Most Gracious Sovereign,



E, Your Majesty's most dutiful and loyal Preamble.
Subjects, the Commons of Great Britain,
in Parliament assembled, towards rais-
ing, by the most easy Means, the neces-
sary Supplies to defray Your Majesty's
publick Expences, have freely and vo-
luntarily resolved to give and grant unto Your Majesty
the several Rates, Duties, and Impositions, herein-after
mentioned; and do most humbly beseech Your Majesty
that it may be enacted; and be it enacted by the King's
most Excellent Majesty, by and with the Advice and
Consent of the Lords Spiritual and Temporal, and
Commons, in this present Parliament assembled, and
by the Authority of the same, That, from and after the
Twentieth Day of April, One thousand seven hundred

After April 20,
1778, the fol-
lowing addi-
tional Duties

to be paid on
Importation
of Wines and
Vinegar into
Great Britain :

Viz. For every
Ton of French
Wine or Vine-
gar, 8*l.* 8*s.*;

and for every
Ton of all
other Wines
and Vinegar,
4*l.* 4*s.*;

to be levied,
recovered, *etc.*
as expressed in
Act 1 Jac. II.

or in any other
Acts by which
the said Duties
are continued
and made per-
petual.

and seventy-eight, over and above all Subsidies of Con-
nage and Poundage, and all other Subsidies, additional
Duties, and Impositions whatsoever, due or payable for
all Wines and Vinegar imported into Great Britain, by
any Act or Acts of Parliament now in Force, there shall
be raised, levied, collected, and paid unto His Majesty,
His Heirs and Successors (before landing thereof), the
additional Impositions, Rates, or Duties following,
without any Discount or Deduction inwards whatsoever,
or any Drawback upon Re-exportation afterwards, except
as herein-after is provided; that is to say, For every Ton
of French Wine and French Vinegar, which shall be im-
ported into this Kingdom, the Sum of Eight Pounds
and Eight Shillings; and so after that Rate for any
greater or lesser Quantity; and also for every Ton of all
other Wines and Vinegar imported into this Kingdom,
the Sum of Four Pounds and Four Shillings; and so
after that Rate for any greater or lesser Quantity; the
same to be raised, levied, collected, paid, and recovered,
in such Manner and Form, and by such Ways, Means,
and Methods, and under such Penalties and Forfeit-
ures (except as to Discounts and Drawbacks afore-
said), as are mentioned and expressed in the Act of
Parliament made and passed in the First Year of
the Reign of His late Majesty King James the Second,
(intituled, An Act for granting His Majesty an Imposition
upon all Wines and Vinegar imported between the
Twenty-fourth Day of June, One thousand six hundred
and eighty-five, and the Twenty-fourth Day of June,
One thousand six hundred and ninety-three), or in any
other Act or Acts of Parliament, by which the said Im-
positions, Rates, and Duties, upon all Wines and Vi-
negar imported, were continued and made perpetual;
and all Powers, Penalties, Forfeitures, Provisions,
Articles, and Clauses, therein contained, not anyways
altered by this Act, shall continue in full Force and
Effect during the Continuance of the said Impositions,
Rates, and Duties, hereby granted, and shall be applied,
practised, and executed, for the raising, levying, collect-
ing, securing, answering, and paying, the said Imposi-
tions,

tions, Rates, and Duties, according to the true Intent and Meaning of this Act, as fully and effectually, to all Intents and Purposes, as if the said Clauses, Matters, and Things, had been again repeated and re-enacted in the Body of this present Act, any Law, Custom, or Usage, to the contrary in anywise notwithstanding.

Provided always, That nothing in this Act contained shall extend, or be construed to extend, to lay any further Duties upon Wines damaged, corrupt, or unmerchantable, and for which the Merchants or Importers thereof shall refuse to pay or secure the Duties; and which by an Act, passed in the Twelfth Year of the Reign of His late Majesty King George the First, (intituled, An Act for the Improvement of His Majesty's Revenues of Customs, Excise, and inland Duties), are, on such Refusal, directed to be received into the Custody of proper Officers of the Customs, to be publickly sold, in order to be distilled into Brandy, or to be made into Vinegar.

This Act not to extend to damaged or unmerchantable Wines.

And it is hereby enacted by the Authority aforesaid, That the said Impositions, Rates, and Duties, by this Act granted, shall, from Time to Time, be under the Management and Direction of the respective Commissioners of His Majesty's Customs, and their Officers for the Time being, and shall be paid into the Hands of the Receiver-general of the Customs in England for the Time being; and such Receiver-general shall weekly, to wit, on Wednesday in every Week, if it be not an Holy-day, and if it be, then on the next Day after that is not an Holy-day, answer and pay all the Monies arising by the said additional Impositions, Rates, and Duties, (the necessary Charges of raising, collecting, and answering the same, only excepted), into the Receipt of His Majesty's Exchequer, distinct and apart from all other Monies which such Receiver-general shall receive for the Use of His Majesty, His Heirs and Successors, for the Uses and Purposes in this Act mentioned.

The Duties to be under the Management of the Commissioners of the Customs,

and to be paid weekly into the Exchequer.

And be it further enacted by the Authority aforesaid, That there shall be provided and kept, in the Office of the Auditor of the said Receipt of Exchequer, a Book

A Book to be kept in the Auditor's Office, in which shall be entered all the Monies arising

from the new
Duties;

which Monies
shall be appli-
ed towards
Payment of
the Annuities
granted by the
Lottery Act
of this Session.

Drawback of
Part of the
Duties to be
allowed on
Exportation
of any Wine
(except *French*
Wines) to the
British Colo-
nies in *Ame-*
rica.

After *Sept. 29,*
1778, no *Spa-*
nish, Periu-
guese, or
French Wines,
shall be im-
ported into
Great Britain
in any Cask
less than a
Hogshead.

or Books, in which all the Monies arising from the said several Rates and Duties, and paid into the said Receipt as aforesaid, shall be entered separate and apart from all other Monies paid and payable to His Majesty, His Heirs and Successors, upon any Account whatsoever; and the said Money, so paid into the said Receipt of Exchequer as aforesaid, shall, together with such other Rates, Duties, and Revenues, as shall be granted by any Act or Acts of this Session of Parliament for this Purpose, be a Fund for the Payment of the several Annuities, and all such other Charges and Expences as are directed to be paid and payable pursuant to an Act of this present Session of Parliament, (intituled, An Act for raising a certain Sum of Money by way of Annuities, and for establishing a Lottery.)

Provided always, and it is hereby further enacted by the Authority aforesaid, That, upon the Exportation of any Sort of Wine (except *French* Wines) from this Kingdom, to any British Colony or Plantation in America, as Merchandize, the Exporter shall be paid and allowed a Drawback of all the before-mentioned Duties paid upon the Importation of such Wine by virtue of this Act, except the Sum of Three Pounds, Thirteen Shillings, and Sixpence per Ton; which Drawback or Allowance shall be made in such Manner, and under such Rules, Regulations, Penalties, and Forfeitures, in all Respects, as any former Drawback or Allowance, payable out of the Duties of Customs upon the Exportation of such Wine, was, could, or might be made before the passing of this Act.

And, for the better preventing the clandestine Importation of Wines in small Casks, and landing the same in this Kingdom without Payment of Duties, be it further enacted by the Authority aforesaid, That, from and after the Twenty-ninth Day of September, One thousand seven hundred and seventy-eight, no Wines of the Growth or Produce of any Part of the Dominions belonging to the Crowns of Spain or Portugal, and that no French Wines, shall be imported or brought into Great Britain in any smaller Vessel or Cask than what

is

is commonly called An Hogthead, in which such Wines have been usually imported, upon Forfeiture of all such Wines as shall be imported contrary to this Act, together with the Casks and other Package containing the same, (except as herein-after is provided); and the same shall and may be seized by any Officer or Officers of His Majesty's Customs, and prosecuted in any Court of Record at Westminster, or in the Court of Exchequer at Edinburgh respectively; One Moiety of which Forfeiture (after deducting the Charges of Condemnation and Sale of such Wines) shall be to the Use of His Majesty, His Heirs and Successors, and the other Moiety to such Officer or Officers of the Customs as shall seize and prosecute such Wine.

Provided always, and it is hereby further enacted by the Authority aforesaid, That any French Wines may be imported in Bottles, or that any Wines may be imported in smaller Casks than is herein-before limited, without Fraud or Concealment, for private Use, and not by way of Merchandize; any Thing in this Act, or any other Law, Custom, or Usage, to the contrary notwithstanding.

Exception in
Favour of
Wines im-
ported for
private Use.

F I N I S.

21112

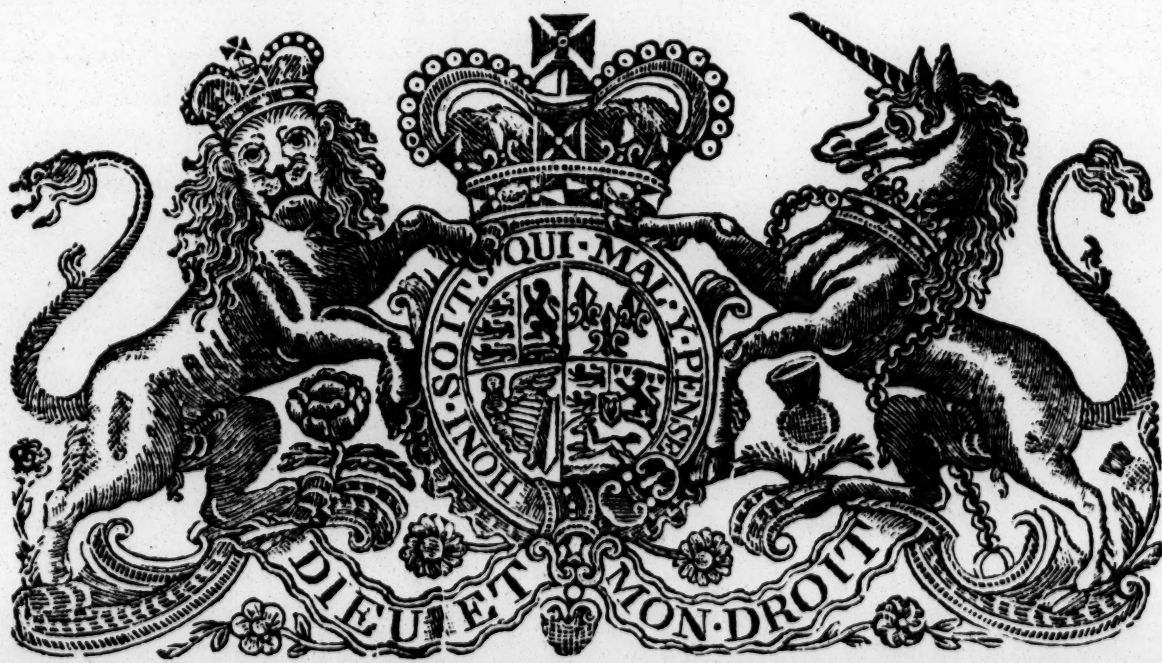
ANNO REGNI
GEORGI II III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France,* and *Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

THE UNITED STATES

GEORGE W. BROWN

1864

RECEIVED

AT THE

The following is a list of the names of the persons who have been admitted to the office of the Secretary of the United States, from the 1st of January, 1864, to the 1st of January, 1865. The names are arranged in alphabetical order, and are given in full, with the date of admission, and the name of the office to which they were appointed. The names are given in full, with the date of admission, and the name of the office to which they were appointed.

THE SECRETARY OF THE UNITED STATES
OFFICE OF THE SECRETARY
WASHINGTON, D. C.

THE SECRETARY OF THE UNITED STATES
OFFICE OF THE SECRETARY
WASHINGTON, D. C.

ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXVIII.

An Act for repealing so much of an Act, made in the Thirteenth Year of His present Majesty's Reign, intituled, *An Act to explain, amend, and reduce into One Act of Parliament, the General Laws now in being for regulating the Turnpike Roads in that Part of Great Britain called England, and for other Purposes*; as is to subject Carriages, having the Fellies of the Wheels thereof of less Breadth or Gauge than Six Inches, to the Payment of double Tolls; and for vacating Contracts for leasing Tolls.



WHEREAS by an Act, made in the Preamble.

Thirteenth Year of His present Majesty's Reign, intituled, *An Act to explain, amend, and reduce into One Act of Parliament, the General Laws now in being for regulating the Turnpike Roads in that*

The General
Turnpike Act
13 Geo. III.
recited.

Part of *Great Britain* called *England*, and for other Purposes; it was enacted, That, from and after the Twenty-ninth Day of September, One thousand seven hundred and seventy-six, a double Toll should be paid for the Passage through Turnpike Gates of all Carriages having the Fellies of the Wheels thereof of less Breadth or Gauge than Six Inches from Side to Side; and for the Horses, or Beasts of Draught, drawing the same: And whereas, by an Act passed in the Sixteenth Year of the Reign of His present Majesty, the said double Toll was suspended until the Twenty-ninth Day of September,

So much of
the recited
Act repealed
as orders a
double Toll
to be paid for
all Carriages
whose Wheels
are of less
Breadth than
Six Inches.

One thousand seven hundred and seventy-eight: And whereas great Inconveniencies will arise if the said Provision be suffered to take Place; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said Act, made in the Thirteenth Year of His present Majesty's Reign, as enacted, That the Trustees appointed by virtue, or under the Authority, of any Act of Parliament made for repairing or amending Turnpike Roads, or such Person or Persons as they should authorise, should and might, and were thereby required to demand and take, for every Waggon, Wain, Cart, or Carriage, having the Fellies of the Wheels thereof of less Breadth or Gauge than Six Inches from Side to Side, at the least, at the Bottom or Sole thereof, and for the Horses, or Beasts of Draught, drawing the same, from and after the Twenty-ninth Day of September, One thousand seven hundred and seventy-six, double the Tolls or Duties which were or should be payable for the same respectively by any Act or Acts of Parliament made for amending or repairing Turnpike Roads, before any such Waggon, Wain, Cart, or Carriage respectively, shall be permitted to pass through any Turnpike Gate or Gates, Bar or Bars, where Tolls should be payable by virtue of any such Acts; and which, by an Act made in the Sixteenth Year of the Reign of His present Majesty, was suspended until the Twenty-ninth Day of September, One thousand seven hundred and seventy-eight; shall be, and the same is hereby declared to be repealed.

Trustees may
release all Les-
sees of Tolls
from their
Contracts at
Michaelmas
next.

Provided always, and be it further enacted by the Authority aforesaid, That it shall and may be lawful for such Trustees, and they are hereby required, to release all Lessees of Tolls, within their respective Jurisdictions, from their respective Contracts at Michaelmas next; provided Forty Days Notice shall have been given in Writing, by any such Lessee or Lessees, to the Treasurer or Clerk of any such Trustees respectively.

F I N I S.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

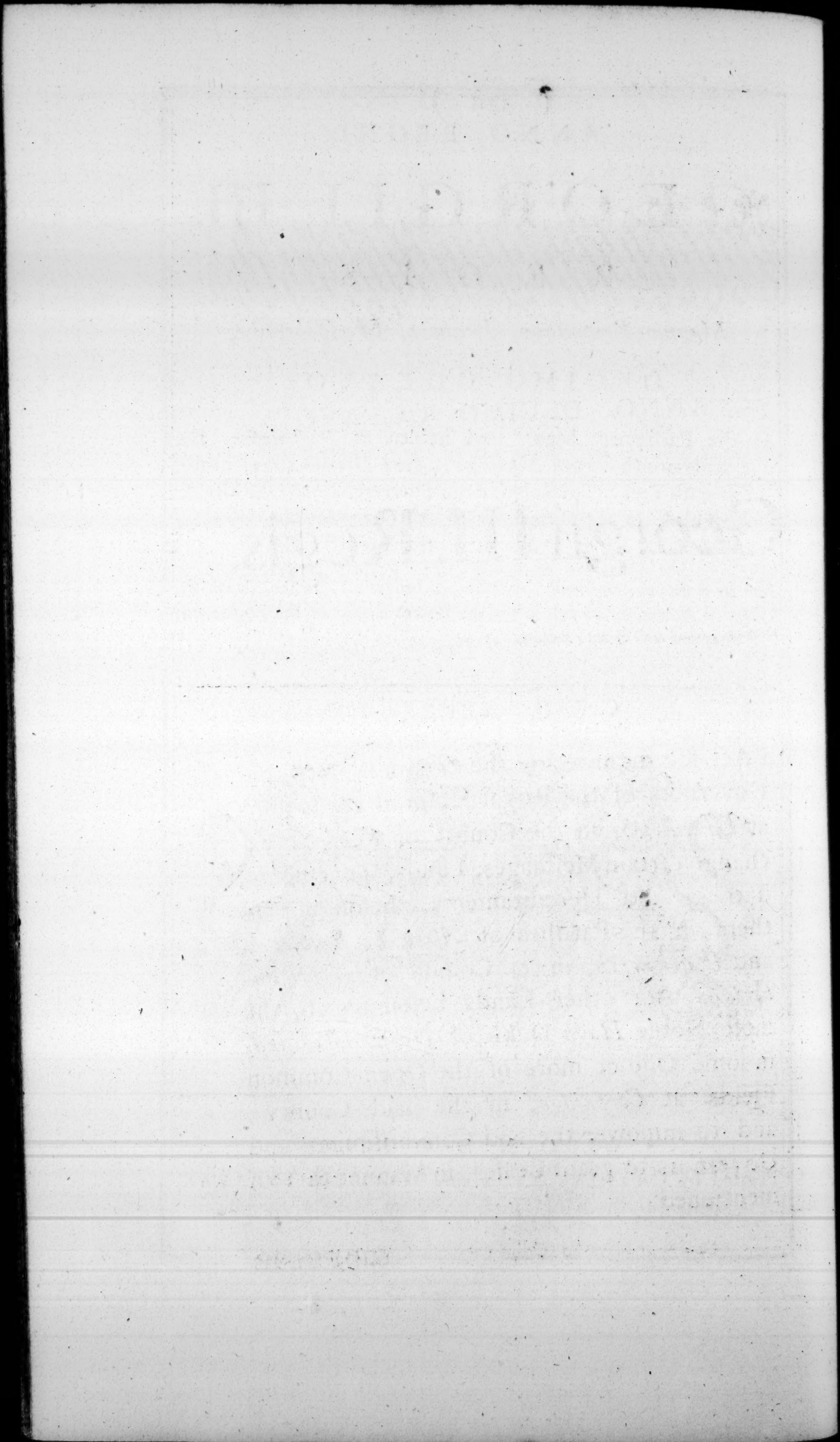
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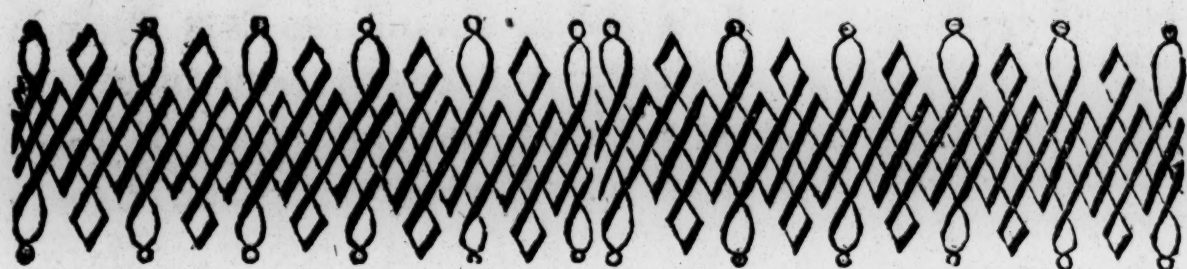
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L O N D O N:

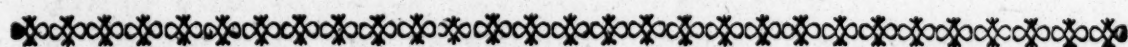
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.





ANNO DECIMO OCTAVO

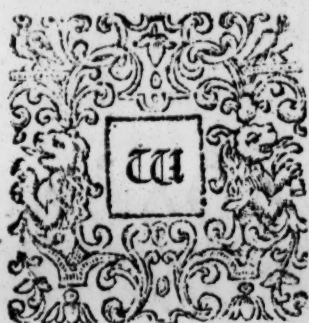
Georgii III. Regis.



C A P. XXIX.

An Act for empowering the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*, in the County of *Kent*, to exchange certain Messuages, Lands, Tenements, Tithes, and Hereditaments, belonging to them in the Parishes of *Alnwick*, *Embleton*, and *Warkworth*, in the County of *Northumberland*, for other Lands belonging to the most Noble *Hugh* Duke of *Northumberland*, in some One or more of the Open Common Fields at *Corbridge*, in the said County; and to empower the said Commissioners and Governors to grant Leases, in Manner therein mentioned.

Preamble.

Recital of an
Act 22 Geo. II.His Majesty's
Charter, dated
Dec. 6, 1775;

Act 16 Geo. III;

WHEREAS by an Act of Parliament, made and passed in the Twenty-second Year of the Reign of his late Majesty King George the Second, intituled, An Act for vesting the several Estates of James late Earl of *Derwentwater* and Charles *Ratcliffe*, deceased, comprized in several Settlements therein mentioned, in Trustees for an absolute Estate of Inheritance for the Benefit of the Royal Hospital at *Greenwich*; and for raising certain Sums of Money out of Part of the said Estates for the Relief of the Children of the said Charles *Ratcliffe*; several Baronies, Manors, Messuages, Lands, Tenements, Tithes, and Hereditaments (having been the Estate of the said James late Earl of *Derwentwater* and Charles *Ratcliffe*, and having become forfeited to his Majesty by virtue of the several Attainders of the said James Earl of *Derwentwater* and Charles *Ratcliffe*), were by the said Act divested out of the Crown, and vested in Trustees for the Use and Benefit of the said Royal Hospital: And whereas, by virtue of his Majesty's Royal Charter, bearing Date the Sixth Day of December, One thousand seven hundred and seventy-five, under the Great Seal of Great Britain, certain Persons therein named were incorporated by the Name of The Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*, in the County of *Kent*: And whereas by an Act of Parliament, passed in the Sixteenth Year of the Reign of his present Majesty, intituled, An Act for vesting certain Estates, now held in Trust for the Benefit of the Royal Hospital for Seamen at *Greenwich*, in the Commissioners and Governors of the said Hospital, incorporated by His Majesty's Letters Patent, after reciting several Letters Patent, and the Act of Parliament of the Twenty-second Year of the Reign of his late Majesty, hereinbefore recited, it was enacted, That all and every the Barony, Manor, Messuages, Lands, Tenements, Tithes, and Hereditaments, and Light-house Duties, with their several Rights, Members, and Appurtenances, thencefore given, granted, devised, settled upon, or vested in, or conveyed, or limited, or demised, or assigned to, any Person

Person or Persons whomsoever, in Trust for, or for the Use or Benefit of, the said Hospital, or given, granted, or devised, to the said Hospital, by any Gift, Grant, Letters Patent, Will, Letters of Administration, Act of Parliament, Indentures, Deed Poll, or other Deed in Writing, or otherwise howsoever, and the Reversion and Reversions, Remainder and Remainders, Rents, Issues, and Profits thereof, should, from and after the First Day of May, One thousand seven hundred and seventy-six, be divested out of all and every such Person and Persons, his, her, and their Heirs, Executors, and Administrators, and the same should be, and should be deemed to be, and they were accordingly from thenceforth settled upon and vested in the said Corporation, being the Commissioners and Governors of the Royal Hospital for Seamen at Greenwich, in the County of Kent, their Successors and Assigns, to the Use of the said Commissioners and Governors of the said Royal Hospital, their Successors and Assigns, for ever, freed and absolutely discharged of and from all such Right, Title, Interest, Claim, and Demand, as any Person or Persons whatsoever had, or might or could have, in or to the said Barony, Manors, Messuages, Lands, Tenements, Tithes, and Hereditaments, and Light-house Duties, or in or to any Part or Parcel thereof, upon any Account howsoever, save as therein mentioned: And whereas the several Messuages, Lands, Tenements, Tithes, and Hereditaments, herein-after particularly mentioned, being Part of the said Estate so vested in the said Commissioners and Governors, and situate in the Parishes of Alnwick, Embleton, and Warkworth, in the County of Northumberland, are inconveniently situated with respect to the other Estates of and belonging to the said Royal Hospital; but the Situation thereof is very commodious to the Estates of his Grace the Duke of Northumberland: And whereas his Grace the Duke of Northumberland is Owner of certain Lands in the open common Fields situate and being at Corbridge, in the said County of Northumberland, which lie very commodious to the Estates of and belonging to the said Hospital: And whereas the said

and
Act 8 Geo. II.

Duke of Northumberland, being desirous to exchange a Part of his said Lands lying in the said open common Fields at Corbridge aforesaid, for the said Messuages, Lands, Tenements, Tithes, and Hereditaments, belonging to the said Commissioners and Governors, in the said Parishes of Alnwick, Embleton, and Warkworth, a Treaty hath been thereupon had, when it appeared manifestly for the Benefit, Advantage, and Convenience of the said Royal Hospital that such Exchange should take place and be completed: And whereas by an Act of Parliament, made and passed in the Eighth Year of the Reign of his late Majesty, intituled, An Act for the Application of the Rents and Profits of the Estates forfeited by the Attainders of *James Earl of Derwentwater* and *Charles Ratcliffe*, it was enacted, That the said Commissioners and Governors should give publick Notice in The London Gazette of the Time and Place when and where the said Estates were intended to be let, Six Months at least before the Expiration of the Term for which the said Estates were then or should thereafter be let: And whereas there are many Mines and Minerals in and under the said Estates, the Value of which would be greatly reduced and diminished, if they were to be let by publick Advertisement: And whereas there are also Lands so connected with several of the said Mines and Minerals, that it would be inconvenient to have them in the Possession of Tenants not occupying such Mines and Minerals, which may frequently happen, unless the said Commissioners and Governors are impowered to let the said Mines and Minerals, and the Lands connected therewith, without Advertisement; but as the said Mines and Minerals, and the Lands so connected therewith, cannot be let without advertising the same, nor can the said Exchange so proposed to be made with his Grace the Duke of Northumberland be carried into Execution, without the Authority of Parliament; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled,

bled, and by the Authority of the same, That it shall and may be lawful to and for the said Commissioners and Governors of the said Royal Hospital, and they are hereby authorised and impowered to exchange to and with the said Duke of Northumberland, for and in lieu of certain Lands and Grounds of and belonging to the said Duke of Northumberland in the open common Fields at Corbridge aforesaid, the several Messuages, Lands, Tenements, Tithes, and Hereditaments, hereafter particularly mentioned; that is to say, One Messuage or Tenement, with the Appurtenances, situate in Alnwick, in the said County of Northumberland, with a Garth or Garden to the same belonging or appertaining, bounding on the East upon the King's High Street or Road, and on the South upon a Street called Bailey or Bailiff Gate, on the West by a Messuage and Buildings belonging to Mary Davidson Spinster, and on the North by Lands belonging to the said Mary Davidson and the said Duke of Northumberland; Two Parcels of Ground, with the Appurtenances, called Ratcliffe's Closes, situate near the said Town of Alnwick, bounded on the South and East by Lands belonging to the said Duke of Northumberland, on the North by Lands belonging to Michael Doubleday Esquire, and on the West by the King's High Road; a Parcel of Ground, with the Appurtenances, called Barbara's Bank, situate near the Town of Alnwick aforesaid, bounded on the East by waste Ground belonging to the said Duke of Northumberland, on the West and North by Lands belonging to the said Michael Doubleday, and on the South by the River Alne, or by other the right Metes and Bounds; One other Parcel of Ground, with the Appurtenances, situate near the Town of Alnwick, being Part and Parcel of a Close or Parcel of Land called The Goose Close, and bounded on all Sides by the Lands of the said Duke of Northumberland, and which said Messuage or Tenement, Garth, Garden, and several Parcels of Ground, with the Appurtenances, are situate, lying, and being in the Parish of Alnwick, in the said County of Northumberland, and contain together by Estimation Nineteen Acres,

The Governors of *Greenwich* Hospital impowered to exchange certain Lands, Tithes, &c. for other Lands belonging to the Duke of Northumberland.

Acres, Two Roods, and Twenty-seven Perches, be the same more or less; the Tithes of Corn and Grain, and the Tithes of Hay yearly coming, growing, and renewing, within the Stead Fields of Broxfield, called or known by the Name of The Forefields, in the Parish of Embleton, in the said County of Northumberland; and the Tithes of Hay yearly coming, growing, and renewing, in Le Stank, and the Meadow thereunto adjoining, called or known by the Name of Ginfield, otherwise Gynfen Meadow, in the Parish of Alnwick, in the said County of Northumberland, (all which said Tithes were formerly belonging to the Monastery of Alnwick aforesaid); and a Messuage, Burgage-house, or Tenement, and Garth, with the Appurtenances, and Half an Acre of Ground, more or less, in a Field called The Hather Leazes, situate at Warkworth, in the Parish of Warkworth, in the said County of Northumberland.

The said Lands, Tithes, etc. to be freed from all Trusts and Limitations expressed in former Acts of Parliament relating to the said Hospital.

And be it further enacted, That all and every the said Messuages, Lands, Tenements, Tithes, and Hereditaments, so to be exchanged with the said Duke of Northumberland as aforesaid, shall be and enure to, for, upon, and subject to such and the same Uses, Estates, Trusts, Powers, Provisoos, Declarations, Restrictions, and Limitations, as are now subsisting of and concerning the Estates of the late Duke of Somerset, in the said Parishes of Alnwick and Warkworth respectively, freed and discharged, and absolutely acquitted, exempted, and exonerated of, from, and against, all the Uses, Estates, Titles, Trusts, Powers, Provisoos, and Limitations, expressed and declared in any Act or Acts of Parliament heretofore made concerning any Estates vested in Trustees for the Use of the said Hospital, or in the said Commissioners and Governors of the Royal Hospital for Seamen at Greenwich, in the County of Kent.

Other Lands to be given in Exchange, and to be vested in the Commissioners and Governors, etc.

And be it further enacted by the Authority aforesaid, That all and every the Lands and Grounds at or in the Parish of Corbridge aforesaid, to be exchanged with the said Commissioners and Governors of the said Royal Hospital, for and in lieu of the several Messuages, Lands, Tenements, Tithes, and Hereditaments, in Alnwick, Embleton,

Embleton, and Warkworth aforesaid, shall be vested in the Corporation being the Commissioners and Governors of the Royal Hospital for Seamen at Greenwich, in the County of Kent, their Successors and Assigns, to the Use of them the said Commissioners and Governors of the said Royal Hospital, and their Successors and Assigns for ever, freed and discharged, and absolutely acquitted, exempted, and exonerated, of, from, and against all and every the Uses, Estates, Titles, Trusts, Powers, Provisoes, and Limitations, in and by any Will, Deed, or Settlement, by which the same is or are now held or enjoyed, or now or at any Time heretofore hath or have been made, created, or declared of and concerning the same; but nevertheless to, for, upon, and subject to such and the same Trusts, Limitations, and Uses, as are by any Act or Acts of Parliament or otherwise limited, expressed, and declared, of and concerning the several Estates of the said James late Earl of Derwentwater and Charles Ratcliffe, which are now vested in the Commissioners and Governors of the said Royal Hospital.

Provided always, and it is hereby further declared and enacted, That the Lands and Grounds at or in the Parish of Corbridge aforesaid, so to be exchanged with the said Commissioners and Governors of the said Royal Hospital, shall, from and after such Exchange, be held of the said Duke of Northumberland, as of his Manor of Corbridge, by the like Tenure, and under and subject to the like (but not to any Increase) Quit-rents, or Free Rents and Services, as such of the said several Mesuages, Lands, Tenements, Tithes, and Hereditaments, in Alnwick, Embleton, and Warkworth aforesaid, so to be given in Exchange as aforesaid, as are lying within and held of the respective Manors of Alnwick and Warkworth, are now respectively held by and subject to.

And be it further enacted by the Authority aforesaid, That, from and after the passing of this Act, it shall and may be lawful to and for the said Commissioners and Governors of the said Royal Hospital, and their Successors, from Time to Time, when and so often as they shall think proper and expedient, to make, grant, and

and to be held of the Duke of Northumberland as of his Manor of Corbridge.

Commissioners impowered to let Leases, without advertising the same.

execute Leases or Demises of any Mines or Minerals within or under any of the Lands or Grounds vested in them, and also of any such of the said Lands or Grounds as they shall deem necessary and proper to be demised, together with such Mines or Minerals, for any Term of Years, not exceeding Twenty-one Years, and from Time to Time to grant Renewals of such Leases or Demises, without advertising the Letting of such Mines or Minerals, or the Lands so thought proper or intended to be let therewith; provided that no such Renewals do exceed the Term of Twenty-one Years from the Time of making thereof, and that such Rents, Duties, Terms, and Conditions, shall be reserved, made payable, and agreed upon, as the said Commissioners and Governors, and their Successors, shall in their Judgements from Time to Time think most likely to increase the Revenue of the said Royal Hospital; any Law, Custom, or Usage, to the contrary in any-wise notwithstanding.

Expences of
this Act how
to be paid.

And be it further enacted by the Authority aforesaid, That the Costs and Charges of this Act shall be paid in the Manner following; that is to say, One Half thereof (except such as shall be due and payable to the Solicitor and Agents of the said Commissioners and Governors for his and their Trouble and Expences) shall be borne and paid by the said Duke of Northumberland, and the other Half thereof, together with such as shall be so due and payable to the said Solicitor and Agents, shall be borne and paid by the said Commissioners and Governors of the said Royal Hospital.

Publick Act.

And be it further enacted by the Authority aforesaid, That this Act shall be, and the same is hereby declared to be, a publick Act; and all Judges, Justices, and others, are hereby required to take Notice thereof as such, without specially pleading the same.

General
Saving.

Saving always to the King's most Excellent Majesty, his Heirs and Successors, and all and every other Person and Persons, Body or Bodies Politick or Corporate, his, her, and their Heirs, Successors, Executors, and Administrators, (other than the said Commissioners and Governors of the said Royal Hospital), all such Estate, Right,

Right, Title, and Interest, as he, she, or they had or enjoyed of, in, to, or out of the said Messuages, Lands, Tenements, Tithes, and Hereditaments, so to be exchanged with the said Duke of Northumberland as aforesaid, before the passing of this Act, or could, might, or ought to have had or enjoyed in case this Act had not been made.

F I N I S.

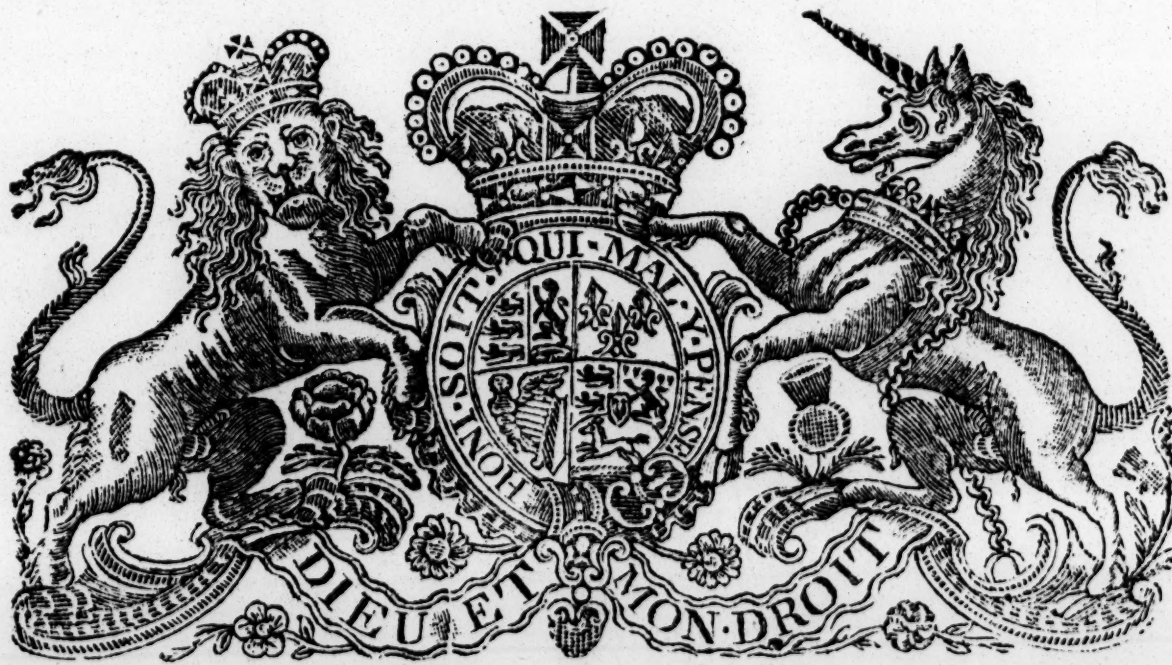
ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXX.

An Act for the more effectually levying of the Duty upon Servants in that Part of *Great Britain* called *Scotland*.



WHEREAS by an Act of Parliament, Preamble.

made in the Seventeenth Year of His Recital of
present Majesty's Reign, intituled, An 17 Geo. III.
Cap. 39.

Act for granting to His Majesty a Duty upon all Servants retained or employed in the several Capacities therein mentioned;

and for repealing several Rates and Duties upon Glafs, imposed by an Act made in the Nineteenth Year of the Reign of His late Majesty, and for granting to His Majesty other Rates and Duties upon Glafs in Lieu thereof, and for the better collecting the Duties upon Glafs; and for repealing the several Rates and Duties charged, by an Act made in the Twenty-ninth Year of the Reign of His said late Majesty, upon all Persons and Bodies Politick and Corporate having certain Quantities of Silver Plate; it was enacted, That, from and after the Fifth Day of July, One thousand seven hundred and seventy-seven, there should be charged, raised, levied, and paid unto His Majesty, His Heirs and Successors, after the Rate of Twenty-one Shillings per Annum for every Male Servant, within the Kingdom of Great Britain, who should then have been, or should afterwards be retained or employed in the several Capacities in the said Act mentioned: And whereas it was by the said Act en-

20 Geo. II.
Cap. 3.

Cap. 42.

21 Geo. II.
Cap. 10.

31 Geo. II.
Cap. 22.

2 Geo. III.
Cap. 8.

acted, That the Duty by the said Act imposed upon Servants should be assessed, raised, levied, collected, and received, by such Persons, and should be paid into His Majesty's Exchequer for the Purposes in the said Act expressed, in such and the like Form and Manner, and with such Allowances, and under such Penalties, Forfeitures, and Disabilities, and according to such Rules, Methods, and Directions, as are prescribed or appointed for assessing, raising, levying, collecting, receiving, and paying, the Duties on Houses, Windows, or Lights, in and by an Act, made in the Twentieth Year of the Reign of His late Majesty, intituled, An Act for repealing the several Rates and Duties upon Houses, Windows, and Lights; and for granting to His Majesty other Rates and Duties upon Houses, Windows, or Lights; and for raising the Sum of Four millions four hundred thousand Pounds by Annuities, to be charged on the said Rates or Duties; and in and by another Act, made in the Twentieth Year of His said late Majesty, intituled, An Act to enforce the Execution of an Act of this Session of Parliament, for granting to His Majesty several Rates and Duties upon Houses, Windows, or Lights; and in and by an Act, made in the Twenty-first Year of His said late Majesty's Reign, intituled, An Act for explaining, amending, and further enforcing the Execution of an Act, passed in the last Session of Parliament, intituled, *An Act for repealing the several Rates and Duties upon Houses, Windows, and Lights; and for granting to His Majesty other Rates and Duties upon Houses, Windows, or Lights; and for raising the Sum of Four millions four hundred thousand Pounds by Annuities, to be charged on the said Rates or Duties; and in and by an Act, made in the Thirty-first Year of the Reign of His said late Majesty, intituled, An Act for granting to His Majesty several Rates and Duties upon Offices and Pensions; and upon Houses; and upon Windows or Lights; and for raising the Sum of Five millions by Annuities, and a Lottery, to be charged on the said Rates and Duties; and by an Act, made in the Second Year of the Reign of His present Majesty, intituled, An Act for granting to His Majesty several Rates and Duties upon Windows,*

or Lights ; and by an Act, made in the Sixth Year of the Reign of His said present Majesty, intituled, An Act for repealing the several Duties upon Houses, Windows, and Lights ; and for granting to His Majesty other Duties upon Houses, Windows, and Lights ; or by any of them ; and that all and every the Powers, Authorities, Rules, Directions, Penalties, Forfeitures, Clauses, Matters, and Things, then in Force, contained in the said several Acts, or any of them, for the assessing, raising, levying, collecting, and paying, the Rates and Duties thereby granted, should be in full Force, and be truly observed, practised, and put in Execution, throughout the whole Kingdom of Great Britain, for the assessing, raising, levying, collecting, and paying the Duties upon Servants, by the said Act of the Seventeenth Year of His present Majesty granted, as fully and effectually, to all Intents and Purposes, as the same were for the assessing, raising, levying, collecting, and charging, the Rates and Duties granted by the aforesaid Acts, or any of them, so far as the said Powers, Authorities, Rules, and Penalties, are applicable thereunto, and not altered by the said Act of the Seventeenth Year of His present Majesty ; and that all Monies arising by the said Duty granted by the said last-mentioned Act (the necessary Charges for raising and accounting for the same excepted) should, from Time to Time, be paid into the Receipt of His Majesty's Exchequer at Westminster, distinctly and apart from all other Branches of the publick Revenue, and should be carried to, and made Part of, the Fund commonly called The Sinking Fund : And whereas, by One other Act of Parliament, made in the Twenty-sixth Year of His said late Majesty's Reign, intituled, An Act for the more effectual levying the Duties upon Windows or Lights, in that Part of *Great Britain* called *Scotland*, after reciting as therein is recited, it was enacted, That the Duties and Rates, by the Acts therein mentioned, imposed upon Windows or Lights, in that Part of Great Britain called Scotland, should, from and after the Fifteenth Day of May, One thousand seven hundred and fifty-three, be raised, levied, and collected, in Manner therein mentioned :

6 Geo. III.
Cap. 38.and 26 Geo.
II. Cap. 17.

The Duty imposed on Servants, in Scotland, by 17 Geo. III. Cap. 39. shall be assessed, collected, etc. by such Persons, and paid into the Exchequer under the like Penalties, etc. as are appointed for collecting and paying the Duties on Houses and Windows, by Act 26 Geo.

And whereas it is apprehended that the several Provisions, made in and by the said Act of the Twenty-sixth Year of His late Majesty, for raising, levying, and collecting, the several Duties or Rates upon Houses, Windows, or Lights, in that Part of Great Britain called Scotland, should be enforced with regard to the raising, levying, and collecting, the Rates and Duties upon Servants, in and by the said Act of the Seventeenth Year of His present Majesty, to be raised, collected, and levied; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Duty imposed, by the said Act of the Seventeenth of His present Majesty, upon Servants, in that Part of Great Britain called Scotland, shall be assessed, raised, levied, collected, and received, in that Part of this Kingdom called Scotland, by such Persons, and shall be paid into His Majesty's Exchequer for the Purposes in the said Act expressed, in such and the like Form and Manner, and with such Allowances, and under such Penalties, Forfeitures, and Disabilities, and according to such Rules, Methods, and Directions, as are prescribed or appointed for assessing, raising, levying, collecting, receiving, and paying, the Duties on Houses, Windows, or Lights, in that Part of Great Britain called Scotland, in and by the said Act, made in the Twenty-sixth Year of the Reign of His said late Majesty; and that all and every the Powers, Authorities, Rules, Directions, Penalties, Forfeitures, Clauses, Matters, and Things, now in Force, contained in the said Act of the Twenty-sixth Year of His late Majesty's Reign, for the assessing, raising, levying, collecting, and paying, the Rates and Duties therein mentioned, shall be in full Force, and be duly observed, practised, and put in Execution, in that Part of this Kingdom called Scotland, for the assessing, raising, levying, collecting, and paying, the Duties upon Servants, by the said Act, of the Seventeenth of His present Majesty, granted, as fully and effectually, to all Intents and Purposes, as the same

is or may be for the assessing, raising, levying, collecting, and charging, the Rates and Duties upon Houses, Windows, or Lights, in the said Act of the Twenty-sixth of his said late Majesty mentioned, so far as the said Powers and Authorities, Rules and Penalties, are applicable thereunto, and not altered by the said Act of the Seventeenth Year of his said present Majesty; and that all Monies, arising by the said Duty granted by the said last mentioned Act (the necessary Charges of raising and accounting for the same excepted), shall, from Time to Time, be paid into the Receipt of his Majesty's Exchequer at Westminster, distinctly and apart from all other Branches of the publick Revenues, and shall be carried to, and be made Part of, the Fund commonly called The Sinking Fund.

And, to the End that no Doubts may arise touching the Execution of the said Act of the Seventeenth Year of his present Majesty, be it further enacted by the Authority aforesaid, That in case, at any Time hereafter, the Commissioners appointed to put the said Act in Execution, in that Part of Great Britain called Scotland, shall neglect to appoint Assessors, or in case the Assessors by them appointed shall fail or neglect to give or leave such Notice or Warning, in Writing, to or for the Master or Mistress of every Servant on whom a Duty is imposed by the said Act; that then, and in such Case, it shall and may be lawful to and for the Surveyor or Surveyors, appointed or to be appointed by virtue of the said Act of the Twenty-sixth Year of his late Majesty, within Fourteen Days after the Time prescribed by Law for the annual Appointment of the Assessors, to give or leave Notice or Warning, in Writing, to or for the Master or Mistress of every Servant on whom a Duty is imposed by this Act, within the Limits of the Places for which such Surveyors are to act, at his or her Dwelling-house, to prepare and produce, within the Space of Fourteen Days then next ensuing, a List, in Writing, of his or her Servants retained or employed within the said District, describing the Number by him or her retained or employed, the Christian and Surname of each Servant, and the Office or Capacity in or for which each

If Commissioners neglect to appoint Assessors, or Assessors fail giving proper Notices to Masters, etc. the Surveyors under Act 26 Geo. II. to give the said Notices.

How Surveyors to proceed in case Masters, *etc.* neglect to make out and deliver proper Lists of their Servants.

each Servant is retained or employed; every such List to contain the greatest Number of Servants at any One Time retained and employed, in the Course of the Year ending on the Twenty-fifth Day of March in each preceding Year; and that every such Master or Mistress do and shall, after such Notice so given or left, make out a List of his or her Servants accordingly, and sign the same with his or her own Hand, and deliver the same, or cause the same to be delivered, to such Surveyor or Surveyors: And in case any such Master or Mistress shall neglect or refuse to make out, sign, and deliver such List, within the Time before mentioned, then such Surveyor or Surveyors shall, from the best Information he or they can obtain, make an Assessment upon such Master or Mistress so refusing or neglecting, for or in respect of the Number of Servants so retained or employed by such Master or Mistress, distinguishing them by their Christian and Surname, and their respective Employments; and every such Assessment so made upon any such Neglect or Refusal, shall be final and conclusive upon such Master or Mistress, who shall not be at Liberty to appeal therefrom, unless such Master or Mistress shall prove that he or she were not at their respective Dwelling-houses at the Time of the Delivery of such respective Notices, nor between that Day and the Time limited for their delivering their respective Lists to the Surveyors; or unless such Master or Mistress shall alledge and prove such other Excuse for not having delivered their Lists, as the Commissioners in their Judgement shall think reasonable and sufficient.

The Duty to be paid half-yearly.

And be it further enacted and declared, That, in that Part of Great Britain called Scotland, every Person charged with the Duty granted by the said Act, made in the Seventeenth Year of the Reign of His present Majesty, shall, by themselves or others for their Behoof, pay in the Duty with which they are charged, on or before the Twenty-ninth Day of September, yearly, for the Half Year betwixt Whitsunday and Martinmas-day; and on or before the Twenty-fifth Day of March, yearly, for the Half Year betwixt Martinmas and Whitsunday.

F I N I S.

ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

George H. [illegible]



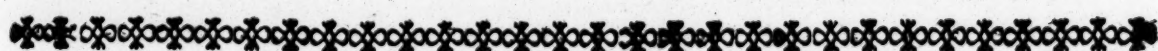
Received of [illegible] the sum of [illegible]
for [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]

Given in full payment of [illegible]



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXXI.

An Act for enabling His Majesty to settle on their Royal Highnesses the Princes *Frederick* Bishop of *Osnaburgh*, *William Henry*, *Edward*, *Ernest Augustus*, *Augustus Frederick*, and *Adolphus Frederick*, an Annuity of Sixty thousand Pounds *per Annum*; and also to settle on their Royal Highnesses the Princesses *Charlotte Augusta Matilda*, *Augusta Sophia*, *Elizabeth*, *Mary*, and *Sophia*, One other Annuity of Thirty thousand Pounds *per Annum*; and also to settle on his Highness Prince *William Frederick* One other Annuity of Eight thousand Pounds *per Annum*, and on her Highness the Princess *Sophia Matilda* One other Annuity of Four thousand Pounds *per Annum*.

Most Gracious Sovereign,

Preamble.



Recital of
1 Anne,
Stat. 1. Cap. 7.

2 Anne,
Cap. 10.

WHEREAS Your Majesty hath been pleased to recommend to the Consideration of Your faithful Commons, that a competent Provision should be made for Your Majesty's Six younger Sons, and also for Your Majesty's Daughters, to take Effect after the Demise of Your Majesty, (whom God long preserve); and also for the Son and Daughter of Your Majesty's dearly beloved Brother the Duke of Gloucester, to take Effect after the Decease of the said Duke of Gloucester: And whereas by an Act, made in the First Year of the Reign of Her late Majesty Queen Anne, intituled, An Act for the better Support of Her Majesty's Household, and of the Honour and Dignity of the Crown, to the End that the Land Revenues of the Crown might be preserved, improved, and increased, to the best Advantage thereof, it was among other Things enacted and declared, That all and every Grant, Lease, or other Assurance, which, from and after the Twenty-fifth Day of March, One thousand seven hundred and two, should be made or granted, in Manner therein mentioned, of any the Manors, Messuages, Lands, Tenements, and Hereditaments, therein specified, other than such Grants, Leases, and Assurances, as are therein excepted, should be utterly void and of no Effect; and by another Act, made in the Ninth Year of Her said late Majesty's Reign, intituled, An Act for establishing a General Post-office for all Her Majesty's Dominions; and for settling a weekly Sum out of the Revenues thereof, for the Service of the War, and other Her Majesty's Occasions; to the Intent that the Inheritance of such Part of the Duties and Revenues arising in and by the General Letter-office or Post-office, which was thereby vested in Her said late Majesty, Her Heirs and Successors, undeterminable, as therein mentioned, might be preserved in the Crown for the future Benefit thereof, it was (among other Things) enacted and declared,

That

That the same, or any Part thereof, should not be alienable, chargeable, or grantable by Her Majesty, Her Heirs or Successors, for any Estate, Term, or Time whatsoever, to endure longer than the Life of Her Majesty, or of such King or Queen as should make such Alienation, Charge, or Grant respectively; and that all Gifts, Grants, Alienations, or Assurances whatsoever, to be had or made of, or charged upon, the same Duties or Revenues, or any Part thereof, contrary to the Provisions of that Act, should be null and void: And whereas by an Act, made in the First Year of Your Majesty's Reign, intituled, An Act for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of *Great Britain*, the Duties and Revenues commonly called The Hereditary Revenues, together with several temporary Duties and Revenues thereby continued, and all other Branches and Revenues which, on the Twenty-fourth Day of October, One thousand seven hundred and sixty, stood settled or appointed to go and be paid towards the Support of the Household of His late Majesty King George the Second, of blessed Memory, and the Honour and Dignity of the Crown, and certain other small Branches of Your Majesty's Revenues therein also expressed, (except as therein excepted), were, during Your Majesty's Life, carried to and made Part of the General or Aggregate Fund, established by an Act made in the First Year of the Reign of His late Majesty King George the First: And whereas by another Act, made in the Fifth Year of Your Majesty's Reign, intituled, An Act to alter certain Rates of Postage; and to amend, explain, and enlarge, several Provisions in an Act made in the Ninth Year of the Reign of Queen *Anne*, and in other Acts relating to the Revenue of the Post-office; it was enacted, That all the Monies arising by the Rates therein before-mentioned (except as is therein excepted) should be appropriated and applied to such and the same Uses to which the then Rates of Postage were respectively by Law appropriated and made applicable: Now we, Your Majesty's most dutiful and loyal Subjects, the Commons of Great Britain, in Parliament assembled,

1 Geo. III.
Cap. 1.

and 5 Geo. III.
Cap. 25.

His Majesty
impowered to
settle on His
Six younger
Sons an An-
nuity of
60,000 *l.* *per*
Annum, to
commence
from the De-
mise of His
Majesty;

and to be
charged upon
any of the
Hereditary
Duties which,
by 1 *Geo.* III.
Cap. I. were

having taken into Consideration the present State of Your Royal Family, more numerous in its Branches than these Kingdoms have had the Happiness of seeing in any former Reign; and thinking it highly just and reasonable that Your Majesty should be enabled to make Provision for their honourable Support and Maintenance; do therefore most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the King's most Excellent Majesty, by any Letters Patent, or by several Letters Patents, under the Great Seal of Great Britain, hereafter to be made, to give and grant unto their Royal Highnesses Prince Frederick Bishop of Osnaburgh, Prince William Henry, Prince Edward, Prince Ernest Augustus, Prince Augustus Frederick, and Prince Adolphus Frederick, and to the Survivors and Survivor of them, or to such other Person or Persons as His Majesty shall think fit to be named in such Letters Patent, and his or their Heirs, during the Lives of their said Royal Highnesses, and the Life of the Survivor of them, in Trust for their said Royal Highnesses, and the Survivors or Survivor of them, One Annuity or yearly Sum of Money, not exceeding the Sum of Sixty thousand Pounds of lawful Money of Great Britain by the Year, to commence and take Effect from the Day of the Demise of His Majesty, (whom God long preserve), and to be paid and payable, by even and equal Portions, on the four most usual Days of Payment in the Year; (that is to say), The Fifth Day of January, the Fifth Day of April, the Fifth Day of July, and the Tenth Day of October; the first Payment thereof to be made on such of the said Days which shall next happen after the Demise of His said Majesty; and that such Annuity, or yearly Sum of Money as aforesaid, shall or may, by such Letters Patent as aforesaid, be given and granted to issue, and shall accordingly issue and be payable out of, and be charged and

and chargeable upon, all or any Part or Parts of such of the Hereditary Duties, Revenues, and Branches, as were by the said Act, made in the First Year of His present Majesty's Reign, intituled, An Act for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of *Great Britain*, carried to, and made Part of, the said General or Aggregate Fund, and shall be then subsisting; and out of and upon such Part of the Rates of Postage granted by the said Act, made in the Fifth Year of the Reign of His present Majesty, intituled, An Act to alter certain Rates of Postage; and to amend, explain, and enlarge, several Provisions in an Act made in the Ninth Year of the Reign of Queen *Anne*, and in other Acts relating to the Revenue of the Post-office, as shall then belong to, and be Part of, the Hereditary Revenues of the Crown.

made Part of
the Aggregate
Fund,
etc.

Provided always, That nothing in this Act, or in the Letters Patent to be made in pursuance thereof, contained, or to be contained, shall extend, or be construed to extend, to give and grant a greater Annuity or yearly Sum than Fifteen thousand Pounds by the Year, to any One of the said Princes.

No One of the
Princes to
have a greater
Annuity than
15,000 *l.* a
Year.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the King's most Excellent Majesty, by any Letters Patent, or by several Letters Patents, under the Great Seal of Great Britain, hereafter to be made, to give and grant to their Royal Highnesses Princess Charlotte Augusta Matilda, Princess Augusta Sophia, Princess Elizabeth, Princess Mary, and Princess Sophia, and to the Survivors and Survivor of them, or to such other Person or Persons as His Majesty shall think fit to be named in such Letters Patent, and his or their Heirs, during the Lives of their said Royal Highnesses, and the Life of the Survivor of them, in Trust for their said Royal Highnesses, or the Survivors or Survivor of them, One other Annuity or yearly Sum of Money, not exceeding the Sum of Thirty thousand Pounds of lawful Money of Great Britain by the Year, to commence and take Effect from the Day of the Demise of His Majesty, (whom God long preserve),

His Majesty
impowered to
settle on the
Five Princesses
His Daughters
an Annuity of
30,000 *l.* per
Annum, to
commence
from the De-
mise of His
Majesty;

and

and to be charged on the Duties above-mentioned.

and to be paid and payable, by even and equal Portions, on the four most usual Days of Payment in the Year; (that is to say) The Fifth Day of January, the Fifth Day of April, the Fifth Day of July, and the Tenth Day of October; the first Payment thereof to be made on such of the said Days which shall next happen after the Demise of his said Majesty; and that such last-mentioned Annuity or yearly Sum of Money shall or may, by such Letters Patent as aforesaid, be given and granted to issue, and shall accordingly issue and be payable out of, and be charged and chargeable upon, all or any Part or Parts of such of the Hereditary Duties, Revenues, and Branches, as were by the said Act, made in the first Year of his present Majesty's Reign, intituled, An Act for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of *Great Britain*, carried to, and made Part of, the said General or Aggregate Fund, and shall be then subsisting; and out of and upon such Part of the Rates of Postage, granted by the said Act, made in the fifth Year of the Reign of his present Majesty, intituled, An Act to alter certain Rates of Postage; and to amend, explain, and enlarge, several Provisions in an Act made in the Ninth Year of the Reign of *Queen Anne*, and in other Acts relating to the Revenue of the Post-office, as shall then belong to, and be Part of, the Hereditary Revenues of the Crown.

Regulations for dividing the said Annuity upon the Marriage or Death of any of the Princesses.

Provided also, and it is hereby enacted by the Authority aforesaid, That upon the Death of any of their said Royal Highnesses the Princesses, or upon the Marriage of any One of them, and the Payment of a Portion, on or in Consideration of such Marriage, not less than Forty thousand Pounds Sterling, the Right, Title, Share, and Interest, of such Princess so dying, or being married, in and to the said yearly Rent or Annuity of Thirty thousand Pounds, or any Part thereof, shall cease and determine, and the said whole Annuity shall, from thenceforth, accrue and remain to the four other Princesses; and upon the Death or Marriage of any other of the said Princesses, and the Payment of a Portion,

not less than Forty thousand Pounds Sterling, on or in Consideration of such Marriage, the Right, Share, and Interest, of such other Princess so dying, or being married, in or to the said Annuity of Thirty thousand Pounds, shall cease and determine, and the said whole Annuity shall from thenceforth accrue and remain to the Three other Princesses; and upon the Death or Marriage of any other of the said Princesses, and the Payment of a Portion, not less than Forty thousand Pounds Sterling, on or in Consideration of such Marriage, the Right, Share, and Interest, of such other Princess so dying, or being married, in or to the said Annuity of Thirty thousand Pounds, shall cease and determine, and Two third Parts of the said Annuity of Thirty thousand Pounds, amounting to Twenty thousand Pounds per Annum, and no more, shall accrue and belong to the other Two Princesses then unmarried; and upon the Death or Marriage of either of the said Two last-mentioned Princesses, and Payment of a Portion, not less than Forty thousand Pounds Sterling, on or in Consideration of such Marriage, the Right, Share, and Interest, of such Princess, of, in, and to the said Annuity of Twenty thousand Pounds, shall cease and determine, and the other of the said Princesses then living, shall be intitled to Twelve thousand Pounds per Annum, Part of the said Rent or Annuity of Twenty thousand Pounds, and no more, to cease and be determined on her Death or Marriage, and the Payment of a Portion, not less than Forty thousand Pounds Sterling, on or in Consideration of such Marriage.

And it is hereby further enacted by the Authority aforesaid, That it shall and may be lawful to and for the King's most Excellent Majesty, by any Letters Patent, or by several Letters Patents, under the Great Seal of Great Britain, hereafter to be made, to give and grant unto his Highness Prince William Frederick, the Son of his said Royal Highness the Duke of Gloucester, or to such other Person or Persons as his Majesty shall think fit to be named in such Letters Patent, and his or their Heirs, during the Life of him the said Prince William

His Majesty
impowered to
settle an An-
nuity of
8,000*l.* per
Annum, on
Prince William
Frederick, to
commence
from the De-
cease of the
Duke of Glou-
cester;

and to be
charged on
the Aggregate
Fund,

and the Here-
ditary Duties,
&c. before-
mentioned.

Frederick, in Trust for him the said Prince William Frederick, One other Annuity or yearly Sum of Money, not exceeding the Sum of Eight thousand Pounds of lawful Money of Great Britain by the Year, for and during his natural Life, to commence and take Effect from the Day of the Decease of his said Royal Highness the Duke of Gloucester, and to be paid and payable, by even and equal Portions, on the Four most usual Days of Payment in the Year; that is to say, the Fifth Day of January, the Fifth Day of April, the Fifth Day of July, and the Tenth Day of October; the First Payment thereof to be made on such of the said Days which shall next happen after the Decease of the said Duke of Gloucester; and that such last-mentioned Annuity or yearly Sum shall or may, by such Letters Patent as aforesaid, be given and granted, during the Continuance of the said Act, made in the First Year of his present Majesty's Reign, and of another Act, made in the Seventeenth Year of his present Majesty's Reign, for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of *Great Britain*, to issue, and shall accordingly issue and be payable out of, and be charged and chargeable upon, the several yearly Rents or Sums by the said Acts directed to be paid and payable out of, and charged and chargeable upon, the Duties and Revenues composing the said Fund commonly called The General or Aggregate Fund, for the Support of his Majesty's Household, and of the Honour and Dignity of the Crown of Great Britain; and, from and immediately after the Expiration of the said Acts, the same shall or may be given and granted, by such Letters Patent as aforesaid, to issue, and shall accordingly issue and be payable out of, and be charged and chargeable upon, all or any Part or Parts of such of the said Hereditary Duties, Revenues, and Branches, as were thereby carried to, and made Part of, the said General or Aggregate Fund, and shall be then subsisting; and out of and upon such Part of the Rates of Postage granted by the said Act, made in the Fifth Year of the Reign of his present Majesty, intituled, An Act to alter certain Rates of Postage; and to amend, explain,

explain, and enlarge, several Provisions in an Act made in the Ninth Year of the Reign of Queen *Anne*, and in other Acts relating to the Revenue of the Post-office, as shall then belong to, and be Part of, the Hereditary Revenue of the Crown.

And it is hereby further enacted by the Authority aforesaid, That it shall and may be lawful to and for the King's most Excellent Majesty, by such Letters Patent, or by several Letters Patents, under the Great Seal of Great Britain, hereafter to be made, to give and grant unto her Highness Princess Sophia Matilda, the Daughter of his said Royal Highness the Duke of Gloucester, or to such other Person or Persons as His Majesty shall think fit, to be named in such Letters Patent, and his or their Heirs, during the Life of her the said Princess Sophia Matilda, in Trust for her the said Princess Sophia Matilda, One other Annuity or yearly Sum of Money, not exceeding the Sum of four thousand Pounds of lawful Money of Great Britain by the Year, for and during her natural Life, to commence and take Effect from the Day of the Decease of his said Royal Highness the Duke of Gloucester, and to be paid and payable, by even and equal Portions, at the four most usual Days of Payment in the Year; that is to say, the Fifth Day of January, the Fifth Day of April, the Fifth Day of July, and the Tenth Day of October; the First Payment thereof to be made on such of the said Days which shall next happen after the Decease of the said Duke of Gloucester; and that such last-mentioned Annuity or yearly Sum shall or may, by such Letters Patent, be given and granted, during the Continuance of the said Acts, made in the First and Seventeenth Years of His present Majesty's Reign, for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of *Great Britain*, to issue, and be payable out of, and charged and chargeable upon, the several yearly Rents or Sums, by the said Acts directed to be paid and payable out of, and charged and chargeable upon, the Duties and Revenues composing the said Fund commonly called The General or Aggregate Fund, for the Support

His Majesty
impowered to
settle an An-
nuity of
4,000 l. per
Annum, on the
Princess Sophia
Matilda, to
commence
from the De-
cease of the
Duke of Glou-
cester;

and to be
charged on
the Aggregate
Fund, &c. as
the last-men-
tioned Annu-
ity.

of

of His Majesty's Household, and of the Honour and Dignity of the Crown of Great Britain; and, from and immediately after the Expiration of the said Acts, the same shall or may be given and granted, by such Letters Patent as aforesaid, to issue, and shall accordingly issue and be payable out of, and charged and chargeable upon, all or any Part or Parts of such of the said Hereditary Duties, Revenues, and Branches, as were thereby carried to, and made Part of, the said General or Aggregate Fund, and shall be then subsisting; and out of and upon such Part of the Rates of Postage granted by the said Act, made in the Fifth Year of the Reign of His present Majesty, intituled, An Act to alter certain Rates of Postage; and to amend, explain, and enlarge, several Provisions in an Act made in the Ninth Year of the Reign of Queen *Anne*, and in other Acts relating to the Revenue of the Post-office, as shall then belong to, and be Part of, the Hereditary Revenues of the Crown.

This Act not to obstruct the Payment of any Sums heretofore charged on the said Duties.

Provided always, That nothing in this Act contained, or to be contained in such Letters Patent as aforesaid, shall extend to hinder or obstruct the Payments of any Monies, by any former Act or Acts of Parliament now in Force, charged upon the said Rates, Duties, and Revenues, or any of them, or the Application thereof to the respective Uses intended by such former Acts concerning the same, any Thing herein contained to the contrary notwithstanding.

Annuities to be paid, without Fee, at the Exchequer, or by the Commissioners, etc. of the Revenues on which they are charged;

And be it further enacted by the Authority aforesaid, That such of the said Annuities or yearly Sums respectively, which by virtue of this Act, and such Letters Patent as aforesaid, shall or may take Place and Effect during the Continuance of the said Act, made in the First Year of His present Majesty's Reign, intituled, An Act for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of *Great Britain*, shall, during the Continuance thereof, be paid and payable at the Receipt of His Majesty's Exchequer; and, from and immediately after the Expiration thereof, all the said Annuities or yearly Sums above mentioned to be given and granted by virtue of this Act, shall be paid and payable

able either at the said Receipt of His Majesty's Exchequer, or by and from the immediate Hands of all and every the Commissioners, Farmers, Treasurers, or Receivers for the Time being, of the said Revenues respectively, upon which the said Annuities or yearly Sums, or any Part or Parts thereof, shall be charged by virtue of this Act, without any Fees or Charges to be demanded or taken for paying the same, or any Part thereof; and the Acquittance or Acquittances, Receipt or Receipts, of their said Royal Highnesses Prince Frederick Bishop of Osnaburgh, Prince William Henry, Prince Edward, Prince Ernest Augustus, Prince Augustus Frederick, and Prince Adolphus Frederick, and of their said Royal Highnesses Princess Charlotte Augusta Matilda, Princess Augusta Sophia, Princess Elizabeth, Princess Mary, and Princess Sophia, and of their Highnesses Prince William Frederick, and Princess Sophia Matilda, respectively, or the Survivors or Survivor of them, or of such of them as shall be intitled to receive any such Annuity or yearly Sum, or any Part thereof, or of any Person or Persons authorised by them, or any of them respectively, to receive the same, shall be a good and sufficient Discharge for the Payment thereof, without any further or other Warrant to be sued for, had, or obtained, in that Behalf; and that the said respective Annuities or yearly Sums, and every Part thereof, shall be free and clear from all Taxes, Impositions, and other publick Charges whatsoever: And that if the Officer of the Receipt of His Majesty's Exchequer, or the said Commissioners, Farmers, Treasurers, or Receivers for the Time being, of any of the said Duties or Revenues, upon which the said Annuities or yearly Sums, or any Part or Parts thereof, shall be charged as aforesaid, shall refuse or neglect to pay the same, upon Demand to be made for that Purpose, or any Part thereof, according to the true Intent of this Act, and of such Letters Patent or Letters Patents, to be granted by His Majesty as aforesaid, then their said Royal Highnesses Prince Frederick Bishop of Osnaburgh, Prince William Henry, Prince Edward, Prince Ernest Augustus, Prince Augustus Frederick, and

and the Receipts of their Royal Highnesses the Princes and Princesses, *etc.* shall be sufficient Discharges for the same.

Annuities to be Tax-free.

In case the Officer of the Receipt of the Exchequer, *etc.* shall neglect to pay the Annuities on Demand, they, or their Securities, may be sued for the same.

Prince Adolphus Frederick, and their said Royal Highnesses Princess Charlotte Augusta Matilda, Princess Augusta Sophia, Princess Elizabeth, Princess Mary, and Princess Sophia, and their Highnesses Prince William Frederick, and Princess Sophia Matilda, or the Survivors or Survivor of them, or such of them as shall be intitled to receive the said Annuities, or any of them, or any Part thereof, or such their Trustees respectively, may, from Time to Time, sue, prosecute, and implead, such Officers, Commissioners, Farmers, Treasurers, or Receivers, or any of them, or all or any of their Securities, their Heirs, Executors, and Administrators, by Bill, Plaint, or Action of Debt, and shall and may recover Judgements, and sue out Executions thereupon, against such Officers, Commissioners, Farmers, Treasurers, or Receivers respectively, and their respective Securities, their Heirs, Executors, or Administrators, for so much of such Sum or Sums of Money then due and owing upon the said several and respective Annuities, or any Part thereof, as shall have been in the Hands of such Officers, Commissioners, Farmers, Treasurers, or Receivers respectively, at the Time and Times when such Demand shall be made of the Payment of the said several and respective Annuities or yearly Sums, or any Part thereof, as aforesaid.

Proviso relating to the Payment of the Annuities.

Provided always, That if any of the said respective Annuities or yearly Sums, or any Part thereof, shall cease to be chargeable upon, and payable out of, the said General or Aggregate Fund, or any Part thereof, and shall become chargeable upon, and payable out of, all or any of the said Hereditary Duties, Revenues, and Branches, between any Two of the said quarterly Days of Payment; then, and in such Case, such Annuities respectively shall, at the next Quarter Day, be payable, at the Receipt of the Exchequer, out of the said General or Aggregate Fund, and out of the said Hereditary Duties, Revenues, and Branches, in Proportion to the Times during which the same were, in the Course of such Quarter, so chargeable and payable, any Thing hereinbefore contained to the contrary notwithstanding.

And

And be it further enacted by the Authority aforesaid, That all and every the Powers, Precepts, Directions, and Clauses, to be contained in His Majesty's Letters Patent hereafter to be made as aforesaid, for the better and more certain Payment and Assurance of the said several Annuities or yearly Sums, and for making the said respective Revenues, or any of them, or any Part or Parts thereof, liable thereunto as aforesaid, shall be good and effectual in the Law, according to the Tenor and Purport thereof, in the said Letters Patent or Letters Patents to be expressed, notwithstanding any Restriction or other Matter or Thing contained in the said recited Act, made in the First Year of the Reign of Her said late Majesty Queen Anne, intituled, An Act for the better Support of Her Majesty's Household, and of the Honour and Dignity of the Crown; and notwithstanding any Restriction or other Matter or Thing contained in the said Act, made in the Ninth Year of the Reign of Her said late Majesty Queen Anne, intituled, An Act for establishing a General Post-office for all Her Majesty's Dominions, and for settling a weekly Sum out of the Revenues thereof, for the Service of the War, and other Her Majesty's Occasions; and notwithstanding any Restriction or other Matter or Thing contained in the said Act, made in the First Year of His present Majesty's Reign, intituled, An Act for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of *Great Britain*; and notwithstanding any Restriction or other Matter or Thing contained in the said Act, made in the Fifth Year of His present Majesty's Reign, intituled, An Act to alter certain Rates of Postage; and to amend, explain, and enlarge, several Provisions in an Act made in the Ninth Year of the Reign of Queen *Anne*, and in other Acts relating to the Revenue of the Post-office; and notwithstanding any other Act or Acts of Parliament, or any Misrecital, Nonrecital, Omission, or other Defect, in the said Letters Patent or Letters Patents, hereafter to be made by virtue of this Act.

All the Powers, Directions, &c. to be contained in His Majesty's Letters Patent to be made in pursuance of this Act, shall be effectual in Law, notwithstanding any Restrictions contained in any of the before recited Acts, &c.

Saving to all and every Person and Persons, Bodies Politick and Corporate, their Heirs, Executors, Administrators,

General Saving.

nistrators, and Assigns, (other than the King's Majesty, his Heirs and Successors), all such Right, Title, Interest, and Demand whatsoever, which they, or any of them, have or may have, of, in, to, or out of the Revenues aforesaid, or any of them, or any Part thereof, before the making of this Act, as fully and effectually, to all Intents and Purposes, as if this Act had not been made; any Thing herein contained to the contrary notwithstanding.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the
Twenty-ninth Day of *November*, *Anno Domini* 1774, in the
Fifteenth Year of the Reign of our Sovereign Lord GEORGE
the Third, by the Grace of God, of *Great Britain, France,*
and *Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth
Day of *November*, 1777; being the Fourth Session of the Fourteenth
Parliament of *Great Britain*.



L O N D O N:
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

REPORT OF THE

COMMISSIONERS OF THE LAND OFFICE

FOR THE YEAR 1881

IN RESPONSE TO A RESOLUTION OF THE HOUSE OF REPRESENTATIVES

PASSED MARCH 1, 1881

AND A RESOLUTION OF THE SENATE

PASSED MARCH 1, 1881

AND A RESOLUTION OF THE HOUSE OF REPRESENTATIVES

PASSED MARCH 1, 1881

AND A RESOLUTION OF THE SENATE

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AND A RESOLUTION OF THE HOUSE OF REPRESENTATIVES

PASSED MARCH 1, 1881

AND A RESOLUTION OF THE SENATE

PASSED MARCH 1, 1881



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXXII.

An Act for further continuing so much of certain Duties as have by several Acts of Parliament been granted and continued for repairing and maintaining the Harbours of *Dover* and *Rye*, as are applicable to completing and keeping in Repair the said Harbour of *Rye*, in the County of *Sussex*.



W H E R E A S by an Act, made in the Preamble.

Eleventh and Twelfth Year of King William the Third, intituled, An Act for Recital of Acts 11 & 12 Gul. III,

the Repair of *Dover* Harbour, certain Duties were laid upon Ships and Vessels for raising Money for that Purpose,

and the said Duties were to continue to the First Day of May, One thousand seven hundred and nine: And whereas the said Act was by Two Acts, One made in the Second Year of Queen Anne, and the other in the Fourth Year of King George the First, further continued till the First Day of May, One thousand seven hundred

2 Anne,
4 Geo. I,

9 Geo. I,

and twenty-seven: And whereas by an Act, made in the Ninth Year of His said Majesty King George the First, intituled, An Act for completing the Repairs of the Harbour of *Dover* in the County of *Kent*, and for restoring the Harbour of *Rye* in the County of *Sussex* to it's ancient Goodness, the said Duties were further continued until the First Day of May, One thousand seven hundred and forty-four, and One Third Part thereof directed to be applied to the Harbour of *Dover*, and the other Two Third Parts to the repairing the said Harbour of *Rye*, and restoring it to it's ancient Goodness: And whereas

11, 31 Geo. II,

by an Act, made in the Eleventh Year of His late Majesty King George the Second, the said Duties were further continued for the Term of Twenty-one Years: And whereas by an Act, made in the Thirty-first Year of His said late Majesty, it was declared, That from the Expiration of the last-mentioned Term, which would happen on the Twelfth Day of May, One thousand seven hundred and fifty-six, One Moiety or half Part of the said Duties granted and continued by the said former Acts, should be granted and continued for a further Term of Twenty-one Years, and be applied only to the Benefit and Support of the Harbour of *Dover*: And

and 4 Geo. III.

whereas by an Act, made in the Fourth Year of His present Majesty's Reign, intituled, An Act for continuing One Moiety of the Duties granted, by an Act of the Eleventh and Twelfth Year of King *William* the Third, for the Repair of *Dover* Harbour, and which have been by several other Acts continued to the Twelfth Day of May, One thousand seven hundred and sixty-five, and for applying the same to complete the Harbour of *Rye* in the County of *Sussex*, and for more effectually completing and keeping in Repair the said Harbour, the remaining Moiety of the said Duties granted and continued by the said former Acts, and which was not appropriated by the said Act of the Thirty-first Year of His said late Majesty, was further continued from the said Twelfth Day of May, One thousand seven hundred and sixty-five, for the further Term of Twenty-one Years, and directed to be applied for the Purpose of completing the said Harbour of *Rye*,

in Manner in the said Act mentioned, and for maintaining and keeping in Repair the said Harbour for the future: And whereas the Works directed to be done to the said Harbour of Rye, have been in a great Degree performed, but the same cannot be completed without a still further Expence: That in the carrying on the Works a considerable Debt has been contracted, which cannot be paid off, and the Harbour completed, unless the Duties are further continued: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Society of the said Duties so continued and appropriated by the said Act of the Fourth Year of His present Majesty's Reign, shall be, and the same is hereby declared to be, further continued, from the Expiration of the Term thereby granted, for and during the further Term of Twenty-one Years; and that so much and such Part of the Powers and Authorities thereby respectively given, and all and every the Clauses, Provisoos, Matters, and Things therein contained, as is or are now in Force respecting the said Harbour of Rye, shall, for collecting, recovering, managing, disposing of, securing, and accounting for, the said Society of the Duties hereby continued, and the Arrears thereof, if any, under the said former Acts, or any of them, and for the completing and keeping in Repair the said Harbour of Rye, and to that End for levying and recovering the Penalties and Forfeitures mentioned in the said Acts, or any of them, be continued, and be in full Force during the said extended Term, as effectually, to all Intents and Purposes whatsoever, as if the same were particularly and at large repeated and re-enacted in the Body of this Act.

The Duties continued by the Act 4 Geo. III. further continued for 21 Years.

And whereas by the said Act, of the Fourth Year of His present Majesty, it is directed, that a Dam shall be fixed across the River Rother, as is therein particularly mentioned: And whereas a Power was given to the Commissioners for putting the said Act in Execution to

Commissioners to erect a Dam across the Rother near the Town of Rye.

alter the said intended Plan, under certain Regulations: And whereas, at a Commission held in Consequence of the said Power, it was unanimously agreed to alter the Disposition of the said Dam, so that the River Rother be carried to the Eastward or Southward of the Town of Rye: Be it therefore enacted, That the Commissioners for putting the said Act and this Act in Execution shall, and they are hereby directed and required, as soon as may be, to erect and complete a Dam across the River Rother, at some convenient Place to the Eastward or Southward of the Town of Rye, in order to turn the Freshes of the said River into the new Channel leading to the new Harbour: And that if it shall so happen that the said Dam shall not be completed within the Space of Ten Years from the passing of this Act, the said Commissioners shall, and they are hereby directed and required to remove, within the Space of Six Months after the Expiration of the said Term of Ten Years as above-mentioned, all Obstructions which do or may prevent the Breade Channel and the Tillingham Channel from following their ancient Course into the River Rother, or that they shall cause such Works to be done as may effectually answer that Purpose.

A Sluice to be built across Tillingham Channel.

And be it further enacted, That the said Commissioners shall, and they are hereby directed and required to build and erect a Sluice upon and across the Tillingham Channel, at some convenient Place above the Strand Channel, for the Purpose of scouring the said Strand Channel, and to keep open as well as may be the new Channel leading down to the new Harbour; which said Sluice shall be built and erected within the Space of One Year from the Time the Pier intended to be built at the Entrance of the new Harbour shall be erected, which said Pier is hereby required to be the first Work done after the passing of this Act.

Persons damaging the Works may be punished as Felons.

And be it further enacted, That if any Person or Persons shall wilfully and maliciously break, throw down, damage, or destroy, any Dams, Sluices, or other Works, made or erected, or to be made or erected, for the Security of the said Harbour, by virtue of the said Acts or this

this Act, or any or either of them, such Person or Persons shall be guilty of Felony, and shall be subject to the like Pains and Penalties as in Cases of Felony; and the Court, before whom such Person or Persons shall be tried and convicted, shall, and hereby have Power and Authority to punish in like Manner as other Felons are directed to be punished by the Laws and Statutes of this Realm, or in Mitigation of such Punishment may, if the said Court shall think fit, award such Sentence as the Law directs in Cases of Petit Larceny.

And be it further enacted, That the Charges and Expences in and about obtaining and passing this Act, shall, as soon as the same can conveniently be done, be paid out of the Monies to arise by virtue of the said former Acts, or this Act, relating to the Harbour of Rye.

Expences of
this Act how
to be paid.

And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a Publick Act; and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons, without specially pleading the same.

Publick Act.

F I N I S.

ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

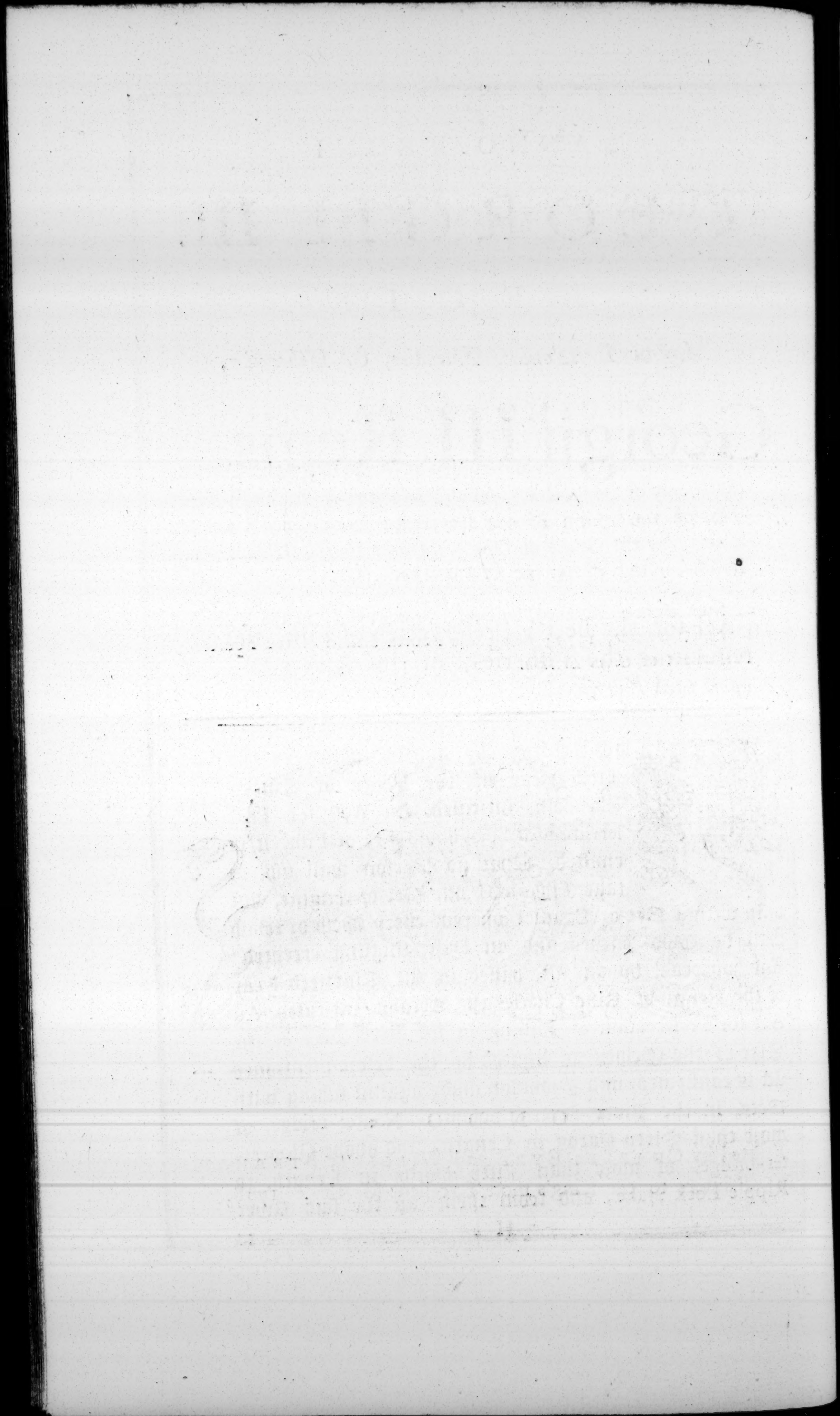
At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

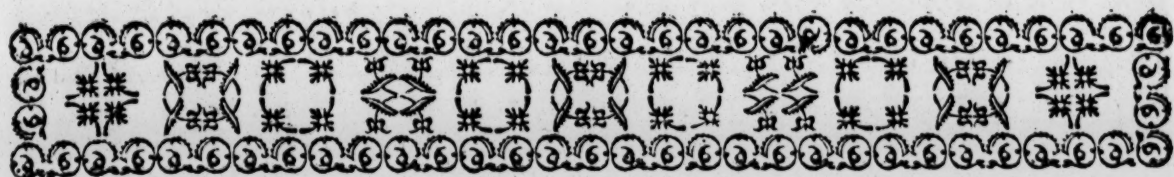
And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.





ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXXIII.

An Act for the better Preservation of Fish, and regulating the Fisheries, in the Rivers *Severn* and *Verniew*.



WHEREAS, by an Act, passed in the First Year of the Reign of Queen Elizabeth, intituled, An Act for Pre-

Preamble.
Recital of
Act 1 Eliz.

servation of Spawn and Fry of Fish, it is enacted, That no Person shall fish, or take Fish, with any Net or Engine, but

only with a Net or Trammel whereof every Mesh or Mesh shall be Two Inches and an Half, Angling excepted:

And whereas, by an Act, passed in the Thirtieth Year of the Reign of King Charles the Second, intituled, An Act for Preservation of Fishing in the River *Severn*, the Size of the Meshes as limited by the before-mentioned Act is confirmed, and Provision made against fishing with Nets, in the River *Severn*, below Gloucester-bridge, of more than Sixty Yards in Length; and above Gloucester-bridge, of more than Fifty Yards in Length, to Ripple Lock Stake; and from thence up the said River

and 30 Car. II.

to Twenty Yards in Length: And whereas, before the Navigation of the said River below Gloucester-bridge was increased to the Degree it now is, there were many Weares in the said River, the Remains of which still appear, whereby the Passage of Fish up the said River was confined, and Nets of the limited Length were then sufficient for the Purpose of taking Fish: And whereas the said River is in many Parts, below Gloucester-bridge, now greatly widened, and continues yearly widening, by frequent Floods, and by Tides which come up with great Violence, and thereby wash away, undermine, and throw down the Banks on both Sides of the said River, and are liable so to do at many different and uncertain Places; and ever since taking away the said Weares, Nets of a much greater Length have been and are now used, as being absolutely necessary for taking of Fish in the said River: And whereas several Sorts of Fish, not mentioned in the said Acts, particularly Lampreys, Shads, and Twaits, which, at certain Seasons in the Year, come up the said River in great Quantities, cannot be taken with Nets of the Length and Size of the Meshes limited by the said Acts, to the great Prejudice of the Proprietors of, and other Persons interested in, the said Fisheries on the said River, and also of the Publick: And whereas there are many Proprietors of ancient Fisheries in the said River, below Gloucester-bridge, called Putt Fisheries, in which Putts, at some particular Places, are fired an inside Wheel or Diddle, whereby great Quantities of the Spawn or Fry of Fish are taken and destroyed when they go down into the Salt Water: And whereas the Manner of using Nets, and of Fishing, in the said River Severn, and also in the River Verniew (which runs into and communicates with the said River Severn) are found to be injurious, and the taking of Elvers (the Brood of Eels) which come up the River Severn at a certain Season in immense Quantities, and afford a great Support for the Inhabitants of the adjacent Parishes and Places, are now totally prohibited by Law from being taken: Wherefore, and to the End that the Mode of Fishing in the said River Se-

vern,

Putt Fisheries
described.

Restrictions
contained in
Act 30 Car. II.
injurious.

vern, and also in the River Verniew; which runs into and communicates with the said River Severn, may be properly regulated, and the Spawn and Fry of Fish therein be preserved, may it please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said before-mentioned Act, passed in the First Year of the Reign of Queen Elizabeth, intituled, An Act for Preservation of Spawn and Fry of Fish; and also so much of the before-mentioned Act, passed in the Thirtieth Year of the Reign of King Charles the Second, intituled, An Act for Preservation of Fishing in the River Severn; as relates to the Length of the Nets, and the Size of the Meshes thereof, allowed to be used in the said River at particular Times and Places, and also to so much as relates to the Penalty on Persons who take Elvers to and for their own Use only, and not for Sale, shall be, and are hereby declared to be, repealed.

So much of Acts i Eliz. and 30 Car. II. as relate to Length of Nets and Size of Meshes, below the Bridge, &c. repealed.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall, at any Time hereafter, within the Months of August, September, or October, lay, draw, use, or fish with, any Kind of Net, Engine, or Device whatsoever, in the Rivers Severn or Verniew; or if any Person or Persons shall wilfully do or commit, or cause to be done or committed, any other Act whatsoever, in the said Rivers Severn or Verniew, whereby the Spawn or small Fry of Salmon, or any Salmon Fish of any Sort or Kind whatsoever, may be taken, killed, or destroyed; or if any Person or Persons shall at any Time hereafter fix any Net or Nets, with or without Cod or Cods, or make, set up, or fix any Hedge or Hedges, Bank or Banks, or Stanks, in or across the said Rivers Severn or Verniew, or any Part thereof; or if any Person or Persons shall, at any Time hereafter, in the Months of February, March, April, or May, lay, draw, make use of, or fish, in the said Rivers, or either of them, with any Net, the Meshes whereof shall

Regulations relating to the Time of Fishing, the Size of the Meshes, &c.

be under One Inch and Three Eighth Parts of an Inch Square by the Standard, and not extended, or Five Inches and an half round, allowing to each Mesh Four Knots; or if any Person or Persons shall, at any Time hereafter, in the Months of November, December, January, June, or July, lay, draw, make use of, or fish, within the said Rivers or either of them, with any Net, the Meshes whereof shall be under Two Inches and an half Square by the Standard, and not extended, or Ten Inches round, allowing to each Mesh Four Knots; or if any Person or Persons shall, at any Time hereafter, lay, draw, make use of, or fish with any Net, in the said River Severn, of a greater Length than double the Breadth of the River Severn at High Water, at Spring Tides, at the several Places where any Fisheries now are, or shall or may at any Time hereafter be made, set up, or used, respectively, at the respective Landing Parts or Places thereof, between Gloucester-bridge and a certain Place on the Bank of the said River Severn, called Limper-street Hill, in the Parish of Westbury, below the Fishery at Bollow, or of a greater Length than Two hundred Yards, from Limper-street Hill aforesaid, down to a certain Place in or on the Side of the said River Severn, called The Hock Crib; or if any Person or Persons shall, at any Time hereafter, lay, draw, make use of, or fish with, any Net in the said River Severn, above Gloucester-bridge, up to the said Place called Ripple Lock Stake, in the County of Worcester, of a greater Length than Seventy-five Yards; or if any Person or Persons shall, at any Time hereafter, lay, draw, make use of, or fish with, any Net, in any Part of the said River Severn above Ripple Lock Stake aforesaid, or in any Part of the said River Verniew, of a greater Length than Forty Yards, where there are no Shoals or Fords, or where there are any Shoals or Fords in the said River Severn, above Ripple Lock Stake aforesaid, or in the said River Verniew, shall, at any Time hereafter, lay, draw, make use of, or fish with, any Net of a greater Length than Twenty Yards; or if any Person or Persons shall make use of more than One of any such Nets at any One Time, (that is to say) shall use, put,

put, or throw out, at any of the respective Fishery Draughts in the said Rivers Severn or Verniew, any Net or Nets whilst another Net shall be drawing, and until the same shall be drawn out of the said Rivers, or use Two or more Nets fixed together, or any Drag-net, Trammel, Casting-net, or Cod or Cods fixed to any Net or Nets, within either of the Rivers aforesaid; or if any Person or Persons shall, at any Time hereafter, in the Months of March and April, use any Putt, or permit or suffer any Putt to be and remain in any Part of the said River Severn, above Gloucester-bridge, or between the said Bridge and the said Place called The Hock Crib, unless the inside Wheel or Diddle of such Putt shall be intirely taken out, and the Bottoms of such Putt only be cross-sprigged, of such a Size and in such a Manner as to permit the Spawn and Fry of Fish, in those Months, to go and pass through such Putts without being stopped or taken; every Person offending in any or either of the Cases aforesaid, and who shall be convicted thereof before any Justice or Justices of the Peace of the County or Place wherein the said Offence shall be committed, either by View of such Justice or Justices, or by Confession of such Offender or Offenders, or by the Evidence of One or more credible Witnesses or Witnesses, upon Oath, shall forfeit and pay any Sum not exceeding Five Pounds, nor less than Twenty Shillings, besides the Fish which may be taken, and the Nets, Engines, and Devices, used in doing or committing the same, One Moiety of the said Sum to be paid to the Informer or Informers, and the other Moiety thereof to be paid to the Use of the Poor of the Parish, Hamlet, or Place, where the said Offence shall be committed; to be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of the Justice or Justices of the Peace before whom he or they shall be convicted as aforesaid, rendering the Overplus (if any be) after Payment of the Charges of the Distress and Sale, to the Person whose Goods or Chattels shall have been so distrained; and for Want of such Distress

Penalty on
Persons of-
fending a-
gainst the said
Regulations.

Penalties may
be levied by
Distress.

On Failure of
Distress, Party
to be commit-
ted.

the Offender or Offenders shall be committed by such Justice or Justices to the County Gaol, or House of Correction, for any Time not exceeding Three Calendar Months, nor less than One Calendar Month; and the said Justice or Justices of the Peace, before whom the Person or Persons so offending shall be convicted, shall order such Nets, Engines, Putts, Instruments, and Devices, made use of in taking such Fish, to be seized and immediately cut in Pieces, or otherwise destroyed, in his or their Presence.

On Informa-
tion on Oath
that improper
Nets, etc. are
suspected to
be used, Search
Warrants may
be granted.

And, for the more effectually preventing the said Offences in the Putt Fisheries, in and between the several Places aforesaid, and also the several Offences against this Act, with respect to the Length of the Nets, and the Size of the Meshes, to be used at the several and respective Times and Places herein-before mentioned; be it further enacted by the Authority aforesaid, That upon Information, upon Oath, of One or more credible Witness or Witnesses, before any One or more Justice or Justices of the Peace within his or their Jurisdiction, that such Putts are suspected to be lying in the Limits aforesaid, without such inside Wheel or Diddle taken out, and the Bottom thereof cross-sprowed, in Manner aforesaid, in the said Months of March and April, or that any Net or Nets of greater Length or Lengths, or with Meshes of a lesser Size, are made use of at any Place or Places in the said Rivers Severn or Verniew, at any other Time or Times than are allowed by this Act, it shall and may be lawful to and for such Justice or Justices to grant a Warrant, under his or their Hand and Seal or Hands and Seals, directed to such Person or Persons as he or they shall think proper, authorizing and empowering him or them to take up, search, and examine such Putts, and to measure the said Nets and Meshes; and if, upon such further Examination taken upon Oath, the said Complaint shall appear to be true, or if any other Complaint, upon Oath of One or more credible Witness or Witnesses, shall be made before One or more Justice or Justices of the Peace, within their respective Jurisdictions, against any Person or Persons, for the same or any

any other Offence or Offences committed against this present Act, or any former Act made for the Preservation of Fish, and regulating the Fisheries, in the said River Severn, it shall and may be lawful to and for such Justice or Justices to grant his or their Warrant or Warrants against such Offender or Offenders, and, upon due Conviction thereof, to cause the several and respective Penalties to be levied and recovered in Manner directed by this Act.

And whereas there are oftentimes Obstructions in the Fisheries in the said River Severn, below Gloucester-bridge, by anchoring Barges, Crows, Boats, and other Vessels, in the Fishing-draughts there, by the Persons or Crew on Board, or belonging to such Vessels, who demand Fish from the Fishermen to remove out of their Fishing-draughts; be it therefore further enacted, That if any Person or Persons shall, at any Time hereafter, wilfully anchor, or stop any Crow, Boat, Barge, or other Vessel, within any of the said Fishing-draughts, it shall and may be lawful to and for any Justice or Justices of the Peace, within their respective Jurisdictions, upon the Oath of One credible Witness, to summon the Owner of such Barge, Vessel, Crow, or Boat, to appear at a certain Time and Place, to answer before him or them to such Complaint; and upon the appearing, or not appearing, of such Owner (on due Proof upon Oath of his being duly summoned), to enquire into and adjudge whether the same Complaint be true; and, upon Conviction of such Offence, such Owner shall forfeit and pay any Sum not exceeding Twenty Shillings, nor less than Ten Shillings; and upon Nonpayment thereof within Three Days, to cause the same to be levied upon the Goods and Chattels of the Owner of such Barge, Vessel, Crow, or Boat, by Distress and Sale, in Manner and Form as other Penalties are directed by this Act to be recovered and disposed of.

Penalty on
Persons caus-
ing Obstruc-
tions in Fish-
ing-draughts
by anchoring
of Vessels.

And be it further enacted, That if any Net or Nets whatsoever shall be found fixed across the said Rivers, or either of them, or any Part thereof, and it shall not be known to whom the said Net or Nets doth or do belong, it shall and may be lawful to and for any Person or Per-

Improper Nets
found fixed
across the Ri-
vers may be
destroyed.

sons to take and seize such Net or Nets, and with all convenient Speed to carry the same before some Justice or Justices of the Peace for the County, City, or Place where the same shall be found; and if it shall appear to such Justice or Justices that such Net or Nets was or were found in either of the said Rivers, and that such Net or Nets were of greater Length, or the Meshes thereof of less Dimensions, than are by this Act directed and required, it shall and may be lawful to and for such Justice or Justices to cause the same (in his or their Presence) to be cut to Pieces, burnt, or otherwise destroyed.

Justices may grant Warrants to search for illegal Nets.

And be it further enacted, That it shall and may be lawful to and for any Justice or Justices of the Peace in the Counties of Worcester (City of Worcester) Stafford, Salop, and Montgomery, within their respective Jurisdictions, upon Information on Oath that there is strong Reason to suspect that any Casting-nets or Driggle-nets, for the taking or destroying Fish, are concealed in any House or Place, to issue a Warrant or Warrants, under his or their Hand and Seal or Hands and Seals, to any Constable or other Peace Officer, to search (in the Day-time) all such Houses or Places; and all such Nets, Engines, or other Devices, for the Purpose of taking or destroying Fish, as shall be found therein, to take and seize, and carry the same before such Justice or Justices; and in case it shall appear to such Justice or Justices that such Nets, Engines, or other Devices, are made or constructed contrary to the Directions of this Act, then all such Nets, Engines, or other Devices, shall be cut to Pieces, burnt, or otherwise destroyed, as such Justice or Justices shall think proper.

Angling allowed on certain Conditions.

Provided always, and be it further enacted, That nothing in this Act or any other Act contained shall extend, or be construed to extend, to hinder or prevent any Person or Persons (except on Sundays) from Angling, or from taking Samlets in the said Rivers, or either of them, with a single Rod and Line only, and to and for their own Use only, and not for Sale.

Proviso.

Provided always, That nothing herein contained shall extend,

extend, or be construed to extend, to prevent any Person or Persons from selling any other Fish taken by Angling, except Samlets.

And be it further enacted, That if any Person or Persons shall drag, throw, or otherwise make use of, any Net or Engine (except Putscheons or Wheels) of any Sort or Size, in the said River Severn, above Ripple-lock Stake aforesaid, or in the River Verniew, in the Night-time, (that is to say) after Sun-setting and before Sun-rising; or shall, during the Time of the spawning of Fish, (that is to say) between the Tenth Day of March and the Twentieth Day of May, in any Year, drag, throw, lay, or otherwise make use of, any Sort of Net, Instrument, or other Engine, in the Fords, Streams, or Shallows, of the said River Severn, in the Counties of Montgomery, Salop, Stafford, Worcester, or County of the City of Worcester; or shall use, place, or fix, any Net in or upon any Lands or Grounds adjoining to the said River Severn, in the Counties of Worcester, Stafford, Salop, or Montgomery, or in the River Verniew, in the Time of any Flood, unless the Mesh of such Net shall be of the Dimensions aforesaid; or if any Person or Persons shall put, cast, or throw into the said Rivers, or either of them, any Lime, or other Materials, in order to intoricate, take, kill, or destroy, the Fish in the said Rivers, or either of them; or if any Person or Persons, within the Counties of Worcester (City of Worcester) Stafford, Salop, and Montgomery, shall set, put, affix, or place, any Net or other Engine at the Mouth or Entrance of any River, Brook, or Stream of Water, running into the said River Severn, or into the said River Verniew; or if any Person or Persons shall use any Wheel or other Engine, at any Mill erected or to be erected on the said River Verniew, in order to take or kill any Sort of Fish, or shall use any Net or Engine whatsoever for the Purpose of taking or killing Fish of any Sort in the said Rivers, or either of them, above Ripple-lock Stake, on a Sunday; or if any Person or Persons shall make use of any Light or Spear, for taking or killing any Sort of Fish in the said Rivers, or either of them, except for spearing

Clause for preventing Fishing in the Night-time, and for other ways preserving the Fish.

spearing of Eels in Gloucestershire; all and every Person and Persons offending in any of the Cases aforesaid shall, for each and every such Offence, forfeit and pay any Sum of Money, not exceeding Five Pounds, nor less than Forty Shillings.

Stakes to be fixed in the River, to preserve the Fry and Breed of Fish.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful, for any One or more Justice or Justices of the Peace for the said County of Montgomery, to order and direct any Number of Stakes to be driven and fixed in any Place in the said River Verniew, and at any Place in the said River Severn, above Pool-quay, as to them shall be thought most convenient, for preserving the Fry, Spawm, and Breed of Fish; and in case any Person or Persons shall remove, loosen, or pull up, any Stake or Stakes which shall be so driven or fixed by the Order and Direction of such Justice or Justices as aforesaid, unless by the Order or Direction of some Justice or Justices for the said County of Montgomery, every Person so offending shall forfeit and pay any Sum, not exceeding Forty Shillings, nor less than Ten Shillings, at the Discretion of the Justice or Justices before whom such Person or Persons shall be convicted.

Limitation of Actions, etc.

And be it further enacted by the Authority aforesaid, That all Prosecutions, for Offences against this Act, shall be commenced within Three Calendar Months after the Offence committed, and not afterwards; and that all Penalties and Forfeitures, not otherwise particularly provided for, shall be recovered, applied, and disposed of, in Manner herein-before directed by this Act.

How Justices to proceed for Conviction of Offenders.

And, for the more easy and speedy Conviction of Offenders against this Act, and against any former Act made for the Preservation of Fish, and regulating the Fisheries in the said River Severn; be it further enacted, That all and every the Justice and Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act, or against any former Act made for the Preservation of Fish, and regulating the Fisheries, in the said River Severn, shall and may cause the Conviction to be drawn up in the following Form of

Words, or in any other Form of Words to the same Effect, as the Case shall happen; (viz.)

BE it remembered, That on the
in the Year of our Lord

Day of Form of Con-
viction.

A. B. is convicted before me *C. D.* One of His Majesty's Justices of the Peace for the County of
(either on his or her own Confession, or on the Oath of One or more credible Witnesses or Witnesses, as the Case may be) by virtue of an Act of Parliament, passed in the Eighteenth Year of the Reign of His Majesty King George the Third, for (here insert the Purport of the Title of the Act, specifying the Offence, and Time and Place when and where the same was committed, as the Case shall be.)

Given under my Hand and Seal, the Day and Year above written:

Which Conviction shall be returned by such Justice, before whom the same shall be had and taken, to the next General Quarter Sessions of the Peace for the County where the Offence shall be committed, there to be filed and kept, by the Clerk of the Peace, among the Records of such Sessions, and shall not afterwards be removed by Certiorari, or otherwise howsoever.

And whereas, by an Act, made in the First Year of the Reign of King George the First, intituled, An Act for the better preventing fresh Fish, taken by Foreigners, being imported into this Kingdom, and for the Preservation of the Fry of Fish, and for the giving Leave to import Lobsters and Turbots in foreign Bottoms, and for the better Preservation of Salmon within several Rivers in that Part of this Kingdom called *England*, all Persons who shall lay or draw any Kind of Nets, Engines, or Devices, or wilfully do or commit, or cause to be done or committed, any other Act whatsoever, in the River Severn, or in such other Rivers as are in the said Act mentioned, whereby the Spawn or small Fry of Salmon therein, or any Kepper or Shedder Salmon, or any Salmon not being in Length Eighteen Inches or more, from the Eye to the Extent of the Middle of the Tail,

The Penalty inflicted by Act 1 Geo. I. for catching Fish under Size, may be mitigated.

shall be taken and killed, or destroyed, shall, for every Offence, forfeit the Sum of Five Pounds: And whereas the said Penalty may, in some Cases, be too severe: Be it therefore further enacted, That it shall and may be lawful for any Justice or Justices of the Peace, before whom any Person or Persons shall be convicted of committing any of the above-mentioned Offences within the said River Severn, to mitigate or lessen the said Penalty of Five Pounds to any Sum not less than Ten Shillings; any Thing in the said recited Act to the contrary notwithstanding.

Provido.

Provided, That where any Offender in the said River shall be punished by Force of this Act, he shall not be prosecuted, nor incur the Penalty of any other Law or Statute for the same Offence.

Persons aggrieved may appeal to the Quarter Sessions.

Provided also, and it is hereby enacted, That if any Person or Persons shall think him, her, or themselves aggrieved, by any Judgement, Order, or Conviction, of any Justice of the Peace, in any of the Cases aforesaid, such Person or Persons may appeal to the next General Quarter Sessions to be held for the County, City, or Place, where such Judgement, Order, or Conviction, shall have been given, made, or had; who are hereby impowered to hear and finally determine the same; and the Party or Parties appealing is and are hereby required to give immediate Notice of his, her, or their Intention so to do, and to enter into Recognizance, with One sufficient Surety, within Three Days afterwards, before such Justice or Justices of the Peace who shall convict such Offender or Offenders, for the effectual Prosecution of such Appeal.

This Act not to affect any ancient Putt Fisheries, except as aforesaid.

Provided also, That this Act, or any Thing herein contained, shall not extend, or be construed to extend, to affect any ancient Putt Fisheries upon the said River, except as to the Alteration in the Putts between the particular Places and in Manner herein-before mentioned; but that it shall and may be lawful for the Owners and Proprietors to use the same in such Manner as they might have done in case this Act had not been made (except as aforesaid.)

Provided also, That the Observation of the Lord's Day (commonly called Sunday) shall, within the Intent and Meaning of this Act, be deemed and taken to commence and begin at Six of the Clock in the Morning, and to end at Six of the Clock in the Evening.

Beginning
and Ending
of the Lord's
Day.

Provided also, That nothing in this Act contained, with respect to the Length of the Nets and Size of the Meshes, or Mode or Times of fishing, shall extend to any Place between Beachley-point and the Severn Sea.

Proviso.

Provided likewise, That this Act, or any Thing herein contained, shall not extend, or be construed to extend, to affect the Use of Nets for taking Shrimps, or Baits or Nets for Small Coal only; all which Nets shall not exceed Three Yards in Length, or Two Yards in Circumference, in the said River Severn.

This Act not
to extend to
Shrimp Nets.

And be it further enacted, That this Act shall be deemed a publick Act; and be judicially taken Notice of as such, without the same being specially pleaded.

Publick Act.

F I N I S.

GEORGE H. BROWN
1875
The following is a list of the
names of the persons who have
been admitted to the
membership of the
Society since the
last meeting of the
Board of Directors.
The names are given in
alphabetical order.
The names of the persons
who have been admitted
to the membership of the
Society since the
last meeting of the
Board of Directors
are given in
alphabetical order.

1875

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

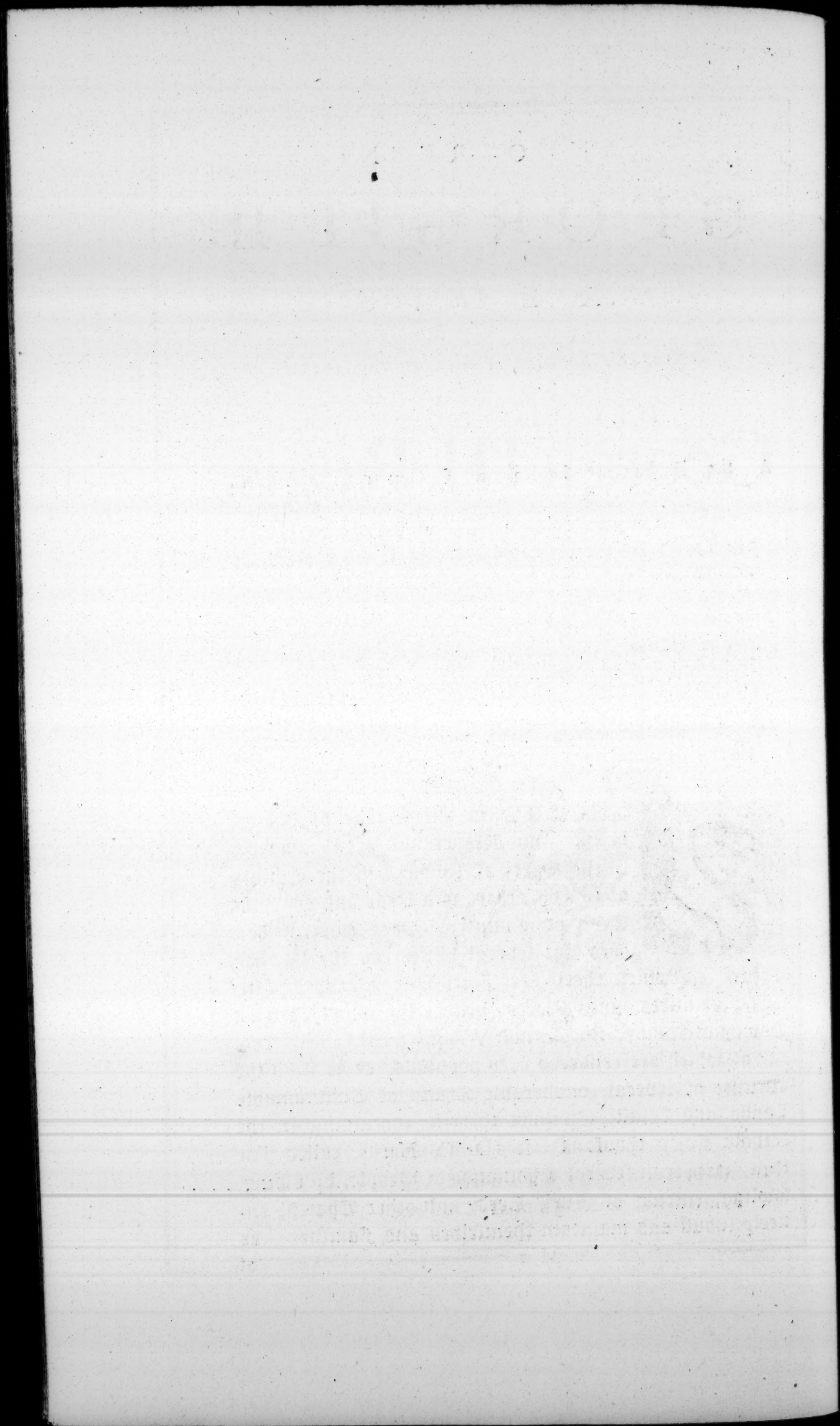
At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

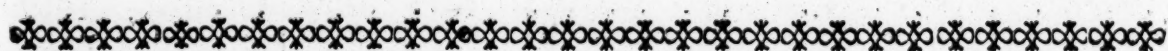
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.





ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXXIV.

An Act for the more easy and speedy Recovery of Small Debts, within the Soake of *Bolingbrooke* and Wapentake of *Candleshoe*, in the Parts of *Lindsey*, in the County of *Lincoln*.



WHEREAS in the Soake of Boling-
brooke and Wapentake of Candleshoe,
in the Parts of Lindsey, in the County
of Lincoln, there is a large and extensive
Tract of Country, Part whereof bor-
ders, for several Miles, on the German
Ocean, in which there are Forty-four Parishes, Vil-
lages, Hamlets, and Places, besides the Three Market
Towns of Spilsby, Burgh, and Wainfleet All Saints, seve-
ral of which are rendered very populous, as well by the
Vicinity of several considerable Tracts of Commonable
Lands and Waste Grounds therein, containing in the
Whole Forty thousand Acres and upwards, called The
Fens, (whereon several Thousands of People, by fishing,
fowling, cutting of Fuel, Reed, and other Thatch, en-
tirely subsist and maintain themselves and Families), as

Preamble.

of the Seaport Town of Boston, and by that Means carries on a considerable Trade with the Inhabitants of the said Parishes, Villages, Hamlets, and Places, to a great Number of whom they are obliged to give Credit for small Sums of Money, amounting in the Whole to a large Sum of Money yearly, who frequently refuse, although well able, to pay the same, presuming on the Discouragement which Creditors lie under, from the great Expences they are unavoidably put unto in suing for such Debts in the County Court, which is upwards of Thirty Miles distant from any of the said Parishes, Villages, Hamlets, and Places, within the said Soake of Bolingbrooke and Wapentake of Candlehoe: And whereas an easy and speedy Method of recovering Small Debts, within the said Soake and Wapentake, will greatly tend to promote Industry, and to support useful Credit therein; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That John Atkinson, Samuel Abraham, Samuel Abraham the younger, Charles Allenby, William Ash the younger, Robert Carr Brackenbury, the Reverend Thomas Booth, Andrew Betts, John Blythe, Thomas Barr, George Burman, Benjamin Baxter, William Baxter, Thomas Brightwell, John Barker, William Barker, John Bourne, Cuthbert Blythe, Lawrence Barker, Robert Booth, John Burton, John Bagley, John Burnitt, William Burton, William Barnfather the younger, Thomas Barker, the Reverend Edward Codd, Thomas Cracroft, William Chapman, John Chapman, Thomas Collis, William Cook, Joseph Dickinson, Thomas Danby, John Dodds, Robert Downs, Thomas Dodds, John Dawson of Burgh, the Reverend Edward Evans, Willingham Franklin, Thomas Ford, Robert Fowler, William Goodwin, Richard Greswell, William Goodwin the younger, George Gunnis, John Gill, John Grantham, James Garner, John Grayley, James Hairby, Butler Hairby, John Hairby, Hairby Hill, John Hollam, John Hollam the younger, John Hill,

Commission-
ers Names.

Thomas

Thomas Hubbert, William Horn, Richard Hall, Martin Jessop, Christopher Jessop, William Knowles, the Reverend Richard Loxham, John Leeman, Henry Longstaff, William Lee, John Lincoln, Samuel Lovell, Robert Lely, the Reverend Charles Myers, John Mason, Godfrey Morton, William Mells, Robert Martin, Thomas Maulkisson, John Mowbray, James Miller, Thomas Pocklington Miller, Edward Overton, Gilbert Pilkington, the Reverend William Pennington, Robert Pocklington, William Pocklington, William Palethorpe, Edward Pollexfen, Stephen Palmer, John Pickborn, Samuel Petchell, William Pinchbeck, Joseph Robertson, Robert Rashdall, John Rashdall, Francis Riggall, Thomas Reckitt, Thomas Ranson, John Saul, John Saul the younger, John Smith, John Smith the younger, Robert Snowden, George Spragge, John Snell, John Palmer Tinciar, the Reverend Richard Vesey, George Wright, George Wright the younger, Samuel Wells, Thomas Walker, Thomas Willton, Vincent Ward, Philip Wright, Benjamin Wright, George Ward, Thomas Webster, and John Younger, shall be, and they are hereby declared, constituted, and appointed, Commissioners to hear and determine all such Causes and Matters of Debt as are herein-after mentioned; and such Commissioners, and their Successors, are hereby constituted a Court of Justice, by the Name and Style of The Court of Requests for the Soake of *Bolingbrooke* and Wapentake of *Candleshoe*, in the Parts of *Lindsey*, in the County of *Lincoln*; and they the said Commissioners, or any Three or more of them, shall, and are hereby authorized, impowered, and required, to meet, assemble, and hold the said Court in the Towns of *Spilsby*, *Wainfleet All Saints*, *Sibsey*, and *Burgh*, alternately, and by Turns, Once in every Fortnight; (to wit) On every Friday Fortnight, or oftener, if there shall be Occasion, in a Court-house, or some convenient Place, to be provided by the major Part of the Commissioners who shall be assembled at some General Meeting to be held for that Purpose; which General Meeting of the said Commissioners shall be for the first Fortnight at *Spilsby* aforesaid, on the Friday Fortnight next after the passing of this Act; and for the Second Fortnight at

Commissioners constituted a Court.

When and where the Court shall be held.

Wainfleet All Saints aforesaid, on the Friday Four Weeks next after the passing of this Act; and for the Third Fortnight at Sibsey aforesaid, on the Friday Six Weeks next after the passing of this Act; and for the Fourth Fortnight at Burgh aforesaid, on the Friday Eight Weeks next after the passing of this Act; and for the Fifth Fortnight at Spilsby again, on the same Day of the Week; and so on in Succession and Rotation; provided that no Court shall be holden on Good Friday, or on Christmas-day when Christmas-day shall fall on a Friday; in either of which Cases the Court shall be holden on the next preceding Day.

If Three Commissioners shall not assemble, the Clerk may adjourn the Court.

Provided nevertheless, That in case Three or more of the said Commissioners appointed, or to be appointed, by virtue of this Act, shall neglect or refuse to assemble, on any of the Days appointed for holding the said Court, that then it shall and may be lawful to and for the Clerk of the said Court, or his Deputy, for the Time being, to adjourn the said Court to some other convenient Day, within Fourteen Days from the Day on which the said Court ought to have been held, or till the next General Court Day to be held by Rotation as aforesaid.

Power of the Commissioners.

And be it enacted by the Authority aforesaid, That the Commissioners so named and appointed, and their Successors, to be chosen as herein-after is mentioned, or any Three or more of them, from Time to Time assembled as aforesaid, shall have Power and Authority, by virtue of this Act, to hear and determine all such Causes and Matters of Debt as shall be brought before them, in Manner as hereafter is mentioned, and to give such Judgements, and to make such interlocutory and final Orders and Decrees therein, and to award such Execution thereupon, with Costs, both against the Bodies and the Goods and Chattels of all and every the Person and Persons against whom they shall give or make any such Judgement, Order, or Decree, as to them shall seem just, and most agreeable to Equity and good Conscience; and if the Commissioners so assembled shall happen to be equally divided upon any Question that may come before them, the Commissioner present, whose

Name

Name stands first on the List of the Commissioners directed to be kept in the Court-house, or Place where they shall respectively meet, shall have the casting Vote.

And be it further enacted by the Authority aforesaid, That from Time to Time, and as often as it shall be necessary, either by the Death of any of the said Commissioners herein-before particularly named, or of any of their Successors to be chosen in Manner herein-after mentioned, or by his or their refusing or neglecting, for the Space of Twelve Calendar Months, to act herein, it shall and may be lawful to and for the Commissioners hereby appointed, and such their Successors, or any Eleven or more of them, to meet and assemble together, at any Time after such Death, Refusal, or Neglect to act, and to elect and appoint One or more Commissioner or Commissioners, in the Stead and Place of such Commissioner or Commissioners dying, or refusing to act; and every such Commissioner so elected and appointed shall be, and is hereby enabled to act in the Execution of the Powers granted to the Commissioners hereby appointed, as fully and effectually, to all Intents and Purposes, as if he or they had been particularly named in this Act.

When Commissioners die, or refuse to act, new ones to be chosen.

And be it further enacted by the Authority aforesaid, That Thomas Walker Gentleman shall be, and is hereby constituted and appointed Clerk of the said Court of Requests; and that William Rowson and Henry Baxter shall be, and are hereby constituted and appointed Serjeants of the said Court of Requests; who shall continue Clerk and Serjeants of the said Court so long as they shall behave themselves well in their respective Offices.

First Clerk and Serjeants appointed.

Provided always, That no Commissioner, or any Person or Persons who shall keep any Victualling-house, Ale-house, or other House of any publick Entertainment, or who shall sell any Wine, Cyder, Beer, Ale, Spirituous or other Strong Liquors by Retail, shall be capable of holding the Office of Clerk, or any other Place of Profit belonging to the said Court.

Victuallers, etc. not to hold any Place of Profit.

And be it further enacted by the Authority aforesaid, That whenever it shall happen that the Place of Clerk or Serjeant of the said Court shall become vacant, either

Election of future Clerk and Serjeants.

by Death, Resignation, or Misbehaviour, the Commissioners for the Time being, or any Eleven or more of them, shall meet at some convenient Place, as soon as conveniently may be after such Vacancy shall happen, and a Majority of the said Commissioners so met are hereby authorised and required to chuse and appoint another fit Person to be Clerk or Serjeant of the said Court during his good Behaviour.

Clerk to fix up
Lists of Com-
missioners in
the Court-
house;

and to issue
Summonses,
and register
Orders, etc.

Serjeants to
serve Precepts.

Persons may
sue for Debts
under 40 s.

And be it further enacted by the Authority aforesaid, That the Clerk herein-before named and chosen, and his Successors, so from Time to Time to be chosen and appointed, or his or their lawful Deputy or Deputies, shall make, and cause to be fixed up in some convenient Part of each of the said Court-houses, fair and complete Lists in Writing of the Commissioners herein named and appointed, or to be elected and appointed as aforesaid; and shall also, and is and are hereby impowered and required to issue, or cause to be issued out, all Summonses, Attachments, Warrants, Subpoenas, and Precepts, and to register and enter, or cause to be registered and entered, all Causes, Orders, Decrees, and Judgements, and other Acts and Proceedings of the said Court, in proper Books to be provided by him and them, and kept for that Purpose; and that the Serjeant and Serjeants herein-before named and chosen, or from Time to Time to be chosen and appointed as aforesaid, or his or their lawful Deputy or Deputies, shall, and is and are hereby impowered and required to serve and execute, or cause to be served and executed, all such Summonses, Orders, Attachments, Warrants, Subpoenas, Executions, and Precepts, and to do and perform all such Acts, Matters, and Things, as are herein directed and appointed to be done by them.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for all and every Person and Persons whatsoever, who now hath or have, or hereafter shall or may have, any Debt or Debts, not amounting to the Sum of Forty Shillings, due or owing to him, her, or them, in his, her, or their own Right, or as Executor, Administrator, Guardian, or Trustee, by

or from any other Person or Persons whatsoever, inhabiting or residing within the Soake of Bolingbrooke and Mapentake of Candlehoe aforesaid, or any Part thereof, or trading and dealing, or seeking a Livelihood therein, to apply to the Clerk of the said Court, or his Deputy or Deputies for the Time being, who shall immediately How Officers are to proceed. make an Entry in his Book of the Cause, expressing the Names of the Parties, and the Sum demanded; and shall thereupon make out and deliver a Summons, in Writing under his Hand, directed to such Debtor or Debtors, expressing the Sum demanded of him, her, or them, and the Name or Names of such Party or Parties demanding the same, thereby requiring and commanding such Debtor or Debtors to appear, at a certain Time and Place, before the Commissioners of the said Court, to answer such Demand; and the Serjeant or Serjeants of the said Court shall forthwith serve, or cause such Summons to be served on such Debtor or Debtors, either personally, or by leaving the same at the Dwelling-house or Place of Abode, Lodging, Shop, Shed, Stall, Stand, or other Place of dealing or working, of such Debtor or Debtors, within the Soake and Mapentake aforesaid; and the said Commissioners, or any Three or more of them, shall, upon Proof made of the Service of such Summons, have full Power and Authority, by virtue of this Act, to make due Enquiry concerning such Demands, and to pronounce, and give such final Sentence or Judgement, and to make such interlocutory or final Orders and Decrees therein, as to them shall seem most just and equitable.

And, for the better regulating the Proceedings of the said Court, and rendering this Act effectual for the Purposes thereof, be it enacted by the Authority aforesaid, That the Commissioners for the Time being, or any Three or more of them, being a Majority of the Commissioners assembled in Court as aforesaid, shall have full Power and Authority by virtue of this Act, from Time to Time, and as often as they shall see Occasion, at any of the said Courts, to make such Rules or Orders, for the better regulating of the Practice of the said Court, as to them shall seem necessary, and conducive to the Commissioners may regulate Proceedings; Purposes

Purposes of this Act, so as they shall be consistent with Equity, and do not tend to lessen, abridge, or alter, the Fees herein-after allowed by this Act to be taken by the Clerk, and respective Serjeants or Officers, of the said Courts for the Time being, or to the Exercise of any Jurisdiction inconsistent with the true Intent and Meaning of this Act, and do relate to the Process, Practice, and Method of Proceeding of and in the said Court only; according to which Rules and Orders, so from Time to Time to be made, the said Commissioners, or any Three or more of them, shall have full Power and Authority, by virtue of this Act, to proceed upon, and to hear and determine, all Matters of Debt, not amounting to the Sum of Forty Shillings, which shall be brought before them by virtue of this Act, and to make and pronounce such Judgements and Decrees concerning the same, and the Costs of Suit, as to them shall seem agreeable to Equity and good Conscience.

and administer
Oaths.

And, for the better Discovery of the Truth, and for the more solemn Determination of all the Causes and Matters which shall be depending in the said Court, be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Commissioners, or any Three or more of them assembled in Court, and they are hereby impowered to administer, or cause to be administered, an Oath to the Party or Parties, Plaintiff or Plaintiffs, Defendant or Defendants, and also to such Witnesses or Witnessesses as shall be produced by either Party, and also to the Officers of the Court, and to any Person or Persons whatsoever, whose Evidence shall, to the said Commissioners, or to the major Part of them assembled at the said Court, appear necessary.

On Non-ap-
pearance of
Defendant,
Commission-
ers may pro-
ceed *ex parte*;

And be it further enacted by the Authority aforesaid, That if any Debtor or Debtors, who shall have been duly summoned as aforesaid, shall, without some good Cause, to be allowed by the said Court, refuse or neglect to appear in the said Court at the Time mentioned in the said Summons, then it shall and may be lawful to and for the said Commissioners, or any Three or more of them, upon Proof being made upon Oath of the Ser-
vice

vice of the said Summons in Manner before directed, to proceed to hear the Cause on the Part of the Plaintiff or Plaintiffs only, and to make such Order, Decree, or Judgement therein, and to award such Costs, as to them shall seem meet.

And be it further enacted by the Authority aforesaid, That if upon the Day of the Return of the Summons, or at any Continuation or Adjournment of the said Court, the Plaintiff or Plaintiffs shall not appear, or appearing shall not make Proof of his, her, or their Debt or Demand, to the Satisfaction of the said Court, it shall and may be lawful to and for the said Commissioners, or any Three or more of them, to award to the Defendant or Defendants reasonable Costs, and to order and compel the Plaintiff or Plaintiffs to pay the same, by such Ways and Means as are herein provided for the enforcing of the Payment of Debts and Costs ordered and decreed to be paid by the said Court.

and on Non-appearance or Nonsuit of Plaintiff, may award Costs.

And be it further enacted by the Authority aforesaid, That in any Case where the said Commissioners, or any Three or more of them, shall have made any Order or Decree for the Payment of Money, it shall and may be lawful to and for the said Commissioners, or any Three or more of them, to award Execution, either against the Body or Goods of the said Party or Parties against whom such Order or Decree shall be made; and thereupon it shall and may be lawful to and for the Clerk of the said Court, at the Request of the Party or Parties prosecuting such Order or Decree, to issue a Precept, under his Hand and Seal, to the Serjeant or Serjeants of any of the said Courts; who, by virtue of any such Precept issued upon the Execution awarded against the Body or Bodies of such Party or Parties, shall and may, and is and are hereby impowered and required to take and apprehend, or cause to be taken and apprehended, such Party or Parties, being within the Soake and Wapentake aforesaid, and to convey him, her, or them, to some Common Gaol or House of Correction within the said County of Lincoln, there to remain until he, she, or they, shall perform and obey such Order, Decree, or Judgement;

Commissioners may award Execution;

and commit the Party.

Judgement; so as no Person shall remain in Confinement upon any such Execution for any longer Space of Time than Three Calendar Months; and such Serjeants, by virtue of such Precept issued upon the Execution awarded against the Goods of any such Party, shall and may, and is and are hereby impowered to levy, by Distress and Sale of the Goods of such Party, being within the Soake and Mapentake aforesaid, such Sum and Sums of Money, and Costs, as shall be so ordered and decreed; and if the Party against whose Body or Goods such Execution shall be awarded, and such Process shall issue thereupon, shall, by absconding, or by secreting or removing his, her, or their Goods, or by any other Means, prevent or evade the Service or Effect of any Execution, it shall and may be lawful to and for the said Commissioners, or any Three or more of them, upon due Proof thereof made to them by the Oath or Oaths of such Serjeant, or of One or more credible Witnesses or Witnessess, at their Discretion, to award Execution, either against the Body or Goods of such Party or Parties, and Process shall issue thereupon, and be executed by the respective Serjeants, in Manner aforesaid, until the Party or Parties, at whose Suit such Execution shall be issued, shall be fully paid and satisfied.

When Debts are ordered to be paid at several Times, Commissioners may award Execution upon the First Default of Payment.

And be it further enacted by the Authority aforesaid, That in case the said Commissioners, or any Three or more of them, shall at any Time, upon the Request, and for the Ease and Convenience of the Defendant or Defendants, order and decree the Debt due to the Plaintiff or Plaintiffs to be paid at several Payments, then, upon the First Default or Failure of any of the said Payments so ordered and decreed, the said Commissioners, or any Three or more of them, assembled in Court, shall and may, at the Instance of the Plaintiff or Plaintiffs, and upon due Proof of the said Default or Failure, award Execution for the whole Debt, or such Part thereof as shall then remain unpaid, together with such further Costs as to them shall seem reasonable, to be recovered by the same Process, and in like Manner, as is herein-before provided for Recovery of the Debt and Costs

Costs first decreed; the former Order or Decree to the contrary thereof notwithstanding.

And be it further enacted by the Authority aforesaid, That every Precept to be issued upon any Execution awarded against the Body or Goods of any Person or Persons whatsoever, the Clerk who issues the same shall express and set down in Writing the Sum or Sums of Money, and Costs, so ordered and decreed to be paid; and if the Party or Parties, against whom such Execution shall be awarded, shall, before any actual Sale of his, her, or their Goods, or before he, she, or they, is, are, or shall be taken and apprehended, or before the Expiration of the Term of his, her, or their Imprisonment, pay, or cause to be paid, or tendered, unto the Clerk of the Court who shall issue such Precept, such Sum or Sums of Money, and Costs, together with One Shilling as a Reward for his Trouble in receiving and paying over such Debts and Costs to the Plaintiff or Plaintiffs, and entering Acknowledgement of Satisfaction in the Book or Register of the said Court, for such Debt and Costs, and also the Sum of Two Shillings and Sixpence for Gaol Fees, in case such Party or Parties shall have been committed to Prison, then, and in such Case and Cases, the Execution shall be superseded, and the Body or Bodies, and Goods, of such Party or Parties, shall be discharged and set at Liberty.

On Execution,
Clerk to in-
dorse the Debt
and Costs.

In what Cases
Executions
shall be super-
seded.

And be it further enacted by the Authority aforesaid, That if the Serjeant or Serjeants of the said Court, who shall be employed to serve or levy any Execution, shall, by wilful Connivance or Neglect, cause or suffer the Party or Parties against whom such Execution shall be awarded, to escape or abscond, or the Goods of such Party or Parties to be carried away or secreted, so as such Execution shall not have its due Effect, it shall and may be lawful to and for the said Commissioners, or any Three or more of them, assembled in Court, upon Complaint and due Proof made, upon the Oath or Oaths of One or more credible Witness or Witnesses, to order such Serjeant or Serjeants to pay the Sum or Sums of Money, for which the said Execution was awarded, to

Serjeants wil-
fully suffering
an Escape, or
Goods to be
removed, to
pay Debt and
Costs.

the Party complaining, and to enforce the Payment thereof by the same Method and Means as are herein provided for the Payment of other Debts.

Commission-
ers to be
sworn.

And be it further enacted by the Authority aforesaid, That no Person shall be capable of acting as a Commissioner in the Execution of this Act, until he shall have taken an Oath, or (being of the People called Quakers) made an Affirmation, to the following Effect; (that is to say)

The Oath.

I A. B. do swear, (or affirm), That I will faithfully, impartially, and honestly, according to the best of my Judgement, hear and determine all such Matters and Causes as shall be brought before me, by virtue of an Act of Parliament *for the more easy and speedy Recovery of Small Debts within the Soake of Bolingbrooke and Wapentake of Candlehoe, in the Parts of Lindsey, in the County of Lincoln,* without Favour or Affection, Prejudice or Malice, to either Party.

So help me G O D.

Memorial
thereof to be
registered.

Which Oath the Clerk of the said Courts, or any of the Commissioners who shall have taken such Oath, is and are hereby impowered and required to administer in open Court; and the Clerk of the said Courts shall enter, or cause a Memorial thereof to be entered, in the Register of the said Court.

No Attorney,
&c. to plead,
or have Privi-
lege in the
Court.

And be it further enacted, That no Attorney at Law or Solicitor, of any Court whatsoever, shall be allowed to plead or maintain any Privilege against the Process, Authority, Jurisdiction, or Judgement of the said Court of Requests, or be admitted to appear in the said Court of Requests as an Attorney or Advocate in Behalf of any Plaintiff or Defendant.

And be it further enacted by the Authority aforesaid, That the several Fees herein-after limited and expressed, and no other, shall be taken by the Clerk or Serjeants, or their Successors, for his and their several and respective Services in the Execution of this Act; (that is to say)

To the CLERK.Table of
Fees:

- For entering every Cause, Sixpence :
 For issuing every Summons, Sixpence :
 For every Subpœna, Sixpence :
 For calling every Plaintiff or Defendant before the Court,
 Three-pence :
 For every Hearing or Trial, Sixpence :
 For swearing every Witness, Plaintiff, or Defendant,
 Three-pence :
 For every Order, Judgement, or Decree, Sixpence :
 For a Nonsuit, Sixpence :
 For every Search in the Books, Three-pence :
 For paying Money into Court, Sixpence :
 —If by Instalments, Sixpence in the Pound more :
 For taking Money out of Court, and acknowledging Satisfaction in the Clerk's Book, Sixpence :
 For every Attachment, Sixpence :
 For every Execution, Sixpence :
 For every Warrant of Commitment for an Insult or Misbehaviour in the Court, or to the Commissioners, Clerks, or Officers of the Court, One Shilling.

To the SERJEANTS.

- For the Service of every Summons, Order, or Subpœna, if within any of the Towns of *Spilsby, Sibsey, Burgh, and Wainfleet All Saints*, and attending the Court with the Return thereof, Sixpence :
 —If out of any of the said Towns, Three-pence more for every Mile :
 For calling every Plaintiff or Defendant before the Court, One Penny :
 For executing every Attachment, Execution, or Warrant, against the Body or Goods, One Shilling :
 —If out of any of the Towns of *Spilsby, Sibsey, Burgh, or Wainfleet All Saints*, Three-pence more for every Mile :
 For carrying every Plaintiff, Defendant, or Delinquent, to Prison, Sixpence for every Mile.

To be hung
up in the
Court-house.

A Table of which Fees shall, from Time to Time, be hung up, by the Clerk of the said Courts, in some conspicuous Part or Parts of the said Court-house or Court-houses, Place or Places, where the said Commissioners shall meet, so that all Persons concerned may see and examine the same.

Costs in no
Case to ex-
ceed 15s.

Provided always, That no Costs to be given, awarded, or allowed, by the said Commissioners, shall, in any Case whatsoever, exceed the Sum of Fifteen Shillings.

Penalty on
Officers taking
greater Fees.

And be it further enacted by the Authority aforesaid, That if the Clerk, or any of the Serjeants of the said Court, for the Time being, shall take or demand any greater or other Fees or Reward than what are hereinbefore mentioned, for his or their Service in the Execution of this Act, he and they shall, for every such Offence, forfeit and pay such Fine (not exceeding the Sum of Forty Shillings, nor less than Ten Shillings) as the said Commissioners, or any Seven or more of them, shall assess, and impose, to be applied to the Use of the Poor of the Parish where the Offence shall be committed.

Clerk and
Serjeants may
be displaced
for Misbeha-
viour.

And be it further enacted by the Authority aforesaid, That if the said Clerk, or any of the Serjeants, shall be guilty of any Misbehaviour, either by Neglect or Breach of Duty, or in taking greater Fees than before mentioned, or otherwise, in the Execution of their respective Offices, that then, upon Complaint, and due Proof thereof made upon Oath, in open Court, the said Commissioners, or the major Part of them then sitting, are hereby directed and required to cause the whole Number of Commissioners to be summoned, by an Advertisement to be inserted in some publick Newspaper usually circulated within the said Soake and Wapentake, to meet at a convenient Time and Place; and the Commissioners then present, not being less than Eleven in Number, shall and may examine and consider the Merits of such Complaint; and if it shall appear to such Commissioners, or the major Part of them, that the Clerk, or any of the Serjeants, have been guilty of such Misbehaviour or Breach of Duty as aforesaid, in his Office, it shall and may be lawful to and for the said Commis-
sioners,

tioners, or the major Part of them then assembled, to dismiss or remove such Clerk or Serjeant from his said Office, and to nominate and appoint a fit and proper Person to execute the said Office of Clerk or Serjeant, in the Room and Place of him so dismissed and removed as aforesaid.

And be it further enacted by the Authority aforesaid, That if any Commissioner of the said Court for the Time being shall be Party to, or interested in, any Cause depending in the said Court, such Person shall not be capable of acting as a Commissioner in the hearing and determining such Cause, or making any Order, Decree, or Judgement therein, but after being heard in the said Cause, shall withdraw from the said Court until the same is finally determined; and if the Clerk or Serjeant of the said Court for the Time being shall be a Party to, or interested in, any Cause depending in the said Court, such Clerk or Serjeant shall not exercise his said Office in the said Cause, or in any Thing relating thereto, but the Commissioners, or any Three or more of them, assembled at such Court, shall and may depute and appoint another Person to exercise the said Office of Clerk or Serjeant respectively, in all Things relative to such Cause.

No Commissioner, etc. to act where interested.

And, for the better enforcing the Orders and Decrees from Time to Time to be made by the said Commissioners, and that the Commissioners, and the Clerk and Officers of the said Court, may be invested with proper Power and Authority, and be free and exempt from Insult and Abuse; be it enacted by the Authority aforesaid, That if any Person or Persons shall affront, insult, or abuse, all or any of the Commissioners, Clerk, or Officers of the said Court for the Time being, during their sitting in the said Court, or in going to or returning from the same, or shall interrupt the Proceedings of the said Court, or at any Time shall affront, insult, or abuse, hinder, obstruct, or attempt or threaten to hinder or obstruct, the Clerk, or any of the Serjeants, in the lawful Execution of his or their respective Office or Offices, it shall and may be lawful to and for the said Commissioners,

Penalty on insulting the Court.

ers, or any Thre or more of them, then sitting, or if not then sitting, at the next Court to be held in or near the Town where such Insult or Misdemeanor shall be committed, to cause a Warrant to be issued by the Clerk of the said Court, or his Deputy or Deputies, directing such Serjeant to apprehend and take, or cause such Person or Persons so offending as aforesaid to be apprehended and taken, before Thre or more of the said Commissioners; and upon the Fact alledged being proved, by the Oath of One or more credible Witness or Witnesses, the said Commissioners is and are hereby impowered and directed to punish such Person or Persons so offending as aforesaid, by Fine, not exceeding the Sum of Forty Shillings, nor less than Five Shillings, which shall be immediately paid into the Hands of the said Commissioners before whom such Offender or Offenders shall be convicted, and be paid and applied in like Manner as the Fines herein-before mentioned are directed to be applied; and if the said Offender or Offenders shall not pay the said Fine in Manner aforesaid, it shall and may be lawful to and for the said Commissioners, by Warrant under their Hands and Seals, to cause the same to be levied by Distress and Sale of the Offender's Goods, or to commit such Person or Persons, so offending as aforesaid, to some Common Gaol or House of Correction in the said County of Lincoln, there to remain for any Space of Time not exceeding Thre Calendar Months, or until he, she, or they shall pay the said Fine.

The Offender,
on Nonpay-
ment of the
Fine, to be
committed.

Copy of pre-
ceding Clause
to be stuck up
in the Court-
house.

Provided always, and be it further enacted by the Authority aforesaid, That the Clerk of the said Court shall fix, or cause to be fixed or stuck up, in some publick Part of each of the said Court-houses, or other Places where the said Commissioners shall meet, a true Copy of the last preceding Clause of this Act, to the End that no Person or Persons shall or may plead Ignorance thereof.

Gaolers, etc.
to receive
Persons com-
mitted.

And be it further enacted by the Authority aforesaid, That the respective Keepers, for the Time being, of the respective Common Gaols or Houses of Correction within the said County of Lincoln, shall and may, and they are hereby required and commanded to receive and take into

into Custody, respectively, all and every Person and Persons who shall be committed, or ordered to stand committed, by any Three or more of the said Commissioners present in Court, or by virtue of any Warrant, Attachment, Execution, or other Process, issuing out of the said Court of Requests.

And in case the Keepers of the said Gaols or Houses of Correction, respectively, or either of them, shall neglect or refuse to receive and take into his or their Custody, any Person or Persons committed by virtue of this Act, or, before the Expiration of the Time for which any Person or Persons shall be so committed to his or their Custody, shall discharge such Person or Persons, or wilfully permit and suffer such Person or Persons to go at large, without a Warrant, Order, or Authority for that Purpose, in Writing, signed in Court by Three or more of the said Commissioners, every Keeper offending in any of the Cases aforesaid, and being thereof convicted before either or any of the Courts to be held by virtue of this Act, upon the Oath or Oaths of One or more credible Witnesses or Witnesses, or on his or their own Confession, shall forfeit and pay, for every such Offence, any Sum not exceeding Five Pounds, nor less than Forty Shillings, at the Discretion of such Court; and such Sum shall be immediately paid, by the Person or Persons so offending, into the Hands of the Clerk of the said Court for the Time being, before whom he or they shall be convicted, or, in Default thereof, shall and may be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hands and Seals of any Three or more of the said Commissioners, in Court assembled; which Sum, when paid or levied, shall be applied in like Manner as the Fines herein-before mentioned are directed to be paid and applied.

Penalty on
Refusal, or
permitting
Escape.

And be it further enacted by the Authority aforesaid, That no Action or Suit for any Debt, not amounting to the Sum of Forty Shillings, and recoverable by virtue of this Act in the said Court of Requests, shall be brought against any Person or Persons, residing or inhabiting within the Jurisdiction thereof, in any of the King's Courts

No Action for
any Debt, re-
coverable by
this Act, to
be brought in
any other
Court :

Exception.

Courts at Westminster, or any other Courts whatsoever, except in the Court Baron for holding Pleas of Debt within the said Soake of Bolingbrooke, belonging to His Majesty in Right of His Duchy of Lancaster, or elsewhere out of the said Court of Requests; and no Suit that shall be commenced in the said Court of Requests, in pursuance of this Act, nor any Proceedings therein, shall or may be removed into any superior Court; but the Judgements, Decrees, and Proceedings of the said Court shall be final and conclusive, to all Intents and Purposes.

To what
Debts this Act
shall not ex-
tend.

And be it further enacted by the Authority aforesaid, That this Act, or any Thing herein contained, shall not extend to any Debt for Rent, upon any Lease or Contract, where the Title of any Lands, Tenements, or Hereditaments, can or may come in Question, or in or upon any other real Contract; nor to any Debt that shall arise upon or by reason of any Cause concerning any Last Will or Testament, or Matrimony, or any Thing properly belonging to the Ecclesiastical Courts; nor to any Debt for Money won at, or by Means of any Horse-race, Cock-match, Wager, or any kind of Gaming or Play; or for any Forfeiture upon any penal Statute; nor to any Debt whereof there hath not been a Contract, Acknowledgement, Undertaking, or Promise to pay, within Six Years before the taking out of the Summons for the same, although such Debt shall not amount to Forty Shillings.

Penalty on
wilful Per-
jury.

And be it further enacted by the Authority aforesaid, That in case any Person or Persons, making Oath, or giving Evidence, in any Cause or Matter whatsoever depending in the said Court of Requests, shall commit wilful and corrupt Perjury, and be thereof duly convicted according to Law, such Person or Persons shall incur and suffer the like Pains and Penalties as any other Person or Persons convicted of wilful and corrupt Perjury is or are liable to, or shall be subject to, by the Laws and Statutes of this Realm.

Penalty on
not obeying a
Subpoena.

And be it further enacted by the Authority aforesaid, That in case any Person residing within the Soake and Wapentake

Wapentake aforesaid, who shall be duly served with a Subpoena or Summons, to be issued out of the said Court of Requests, to give Evidence on Behalf of any Plaintiff or Defendant, shall neglect or refuse to appear pursuant to such Subpoena or Summons, at the Time and Place therein mentioned, and due Proof shall be made of the Service of such Subpoena or Summons, and no Cause of Absence be shewn or assigned, to the Satisfaction of the Commissioners present at the Court to which such Person shall be by such Subpoena or Summons required to appear, and Oath shall be made before the said Commissioners, by the Party at whose Instance and on whose Behalf such Subpoena or Summons issued, that the Person served therewith was a material Witness for such Party, it shall and may be lawful to and for the said Commissioners, or any Three or more of them, assembled in such Court, to impose and lay a Fine, not exceeding Fifty Shillings, nor less than Five Shillings, to be levied (if not immediately paid on Demand) by Distress and Sale of the Offender's Goods, by Warrant under the Hands and Seals of the said Commissioners, or any Three or more of them; which Fine, when paid or levied, shall be paid over to the Party at whose Instance such Subpoena or Summons issued.

Provided always, and be it enacted by the Authority aforesaid, That this Act shall not extend to alter, change, take away, or annul, any of the Rights, Privileges, Franchises, and Jurisdictions, belonging to His most Excellent Majesty, in Right of his Duchy of Lancaster, as Lord of the Honour of Bolingbrooke, or of the Right Honourable the Earl of Scarborough, as Lessee of the said Honour of Bolingbrooke, or his Under Lessee, their Heirs or Assigns; but that the same shall be, remain, and continue, in as full and ample Power, Jurisdiction, and Authority, as if this Act had never been made, and shall not be, or be deemed to be, altered, lessened, or affected thereby; any Thing herein contained to the contrary thereof in any-wise notwithstanding.

*Reservation
of the Rights
of the Court
Baron for the
Soake of Bo-
lingbrooke.*

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be brought or commenced

*Limitation of
Actions.*

General Issue.

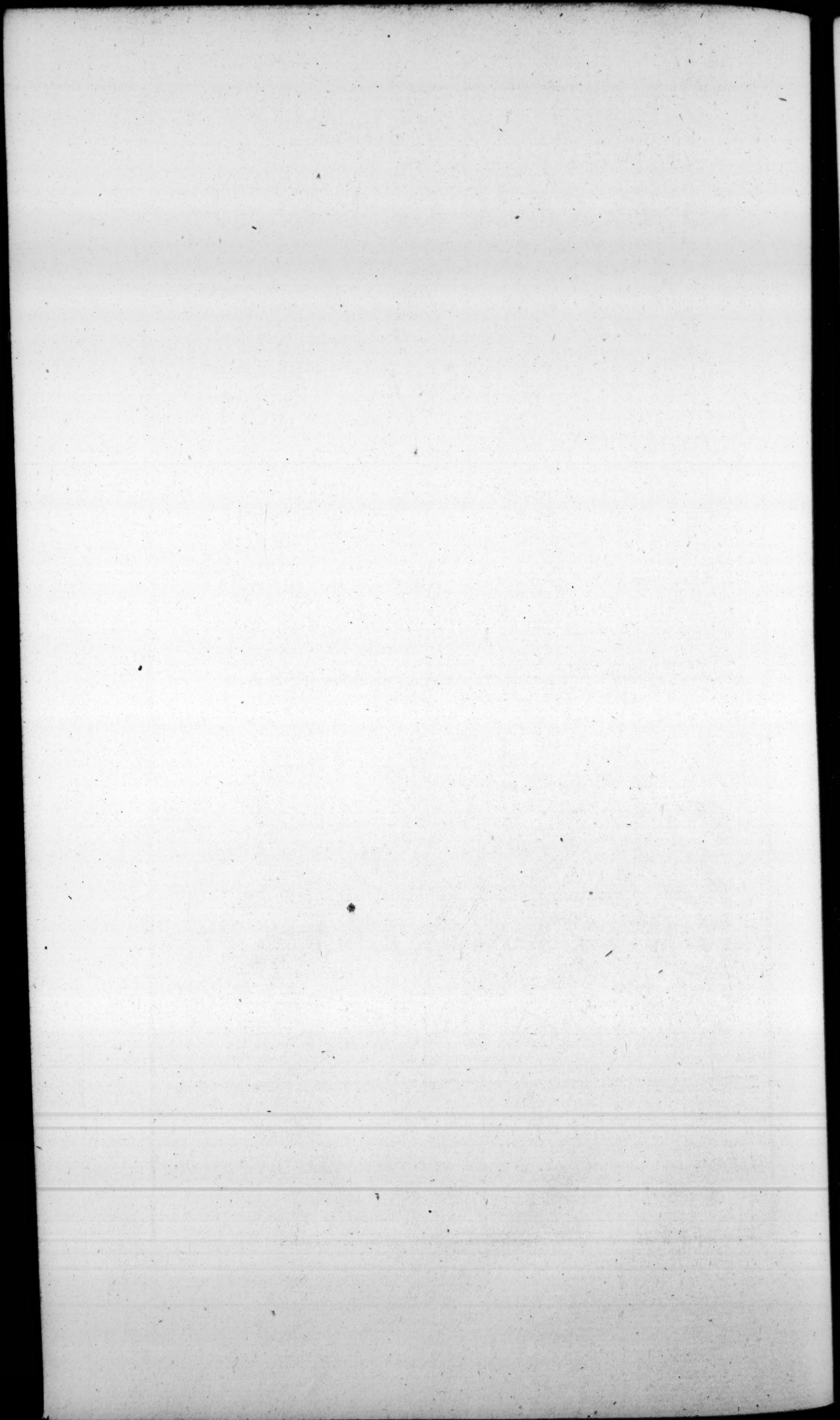
Treble Costs.

Publick Act.

against any Person or Persons for any Matter or Thing done or to be done in pursuance of this Act, such Action or Suit shall be brought or commenced within Three Calendar Months next after the Cause of Action shall arise, and not afterwards, and shall be laid in the County of Lincoln, and not elsewhere; and the Defendant or Defendants in such Action or Suit shall and may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereon: And if the Plaintiff or Plaintiffs shall become nonsuited, or discontinue such Action or Suit, or if upon a Verdict or Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and have such Remedies for the same as any Defendant or Defendants can or may have in other Cases where Costs are given by Law.

And be it further enacted by the Authority aforesaid, That this Act shall be deemed, adjudged, and taken to be a publick Act; and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

F I N I S.



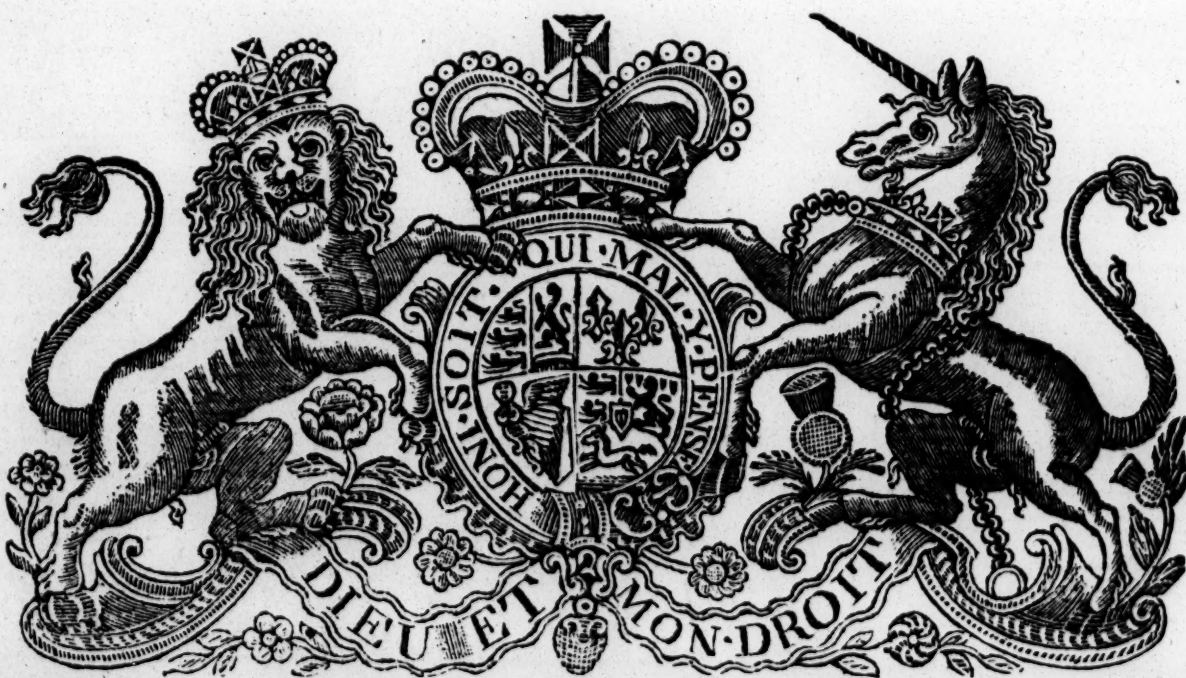
ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

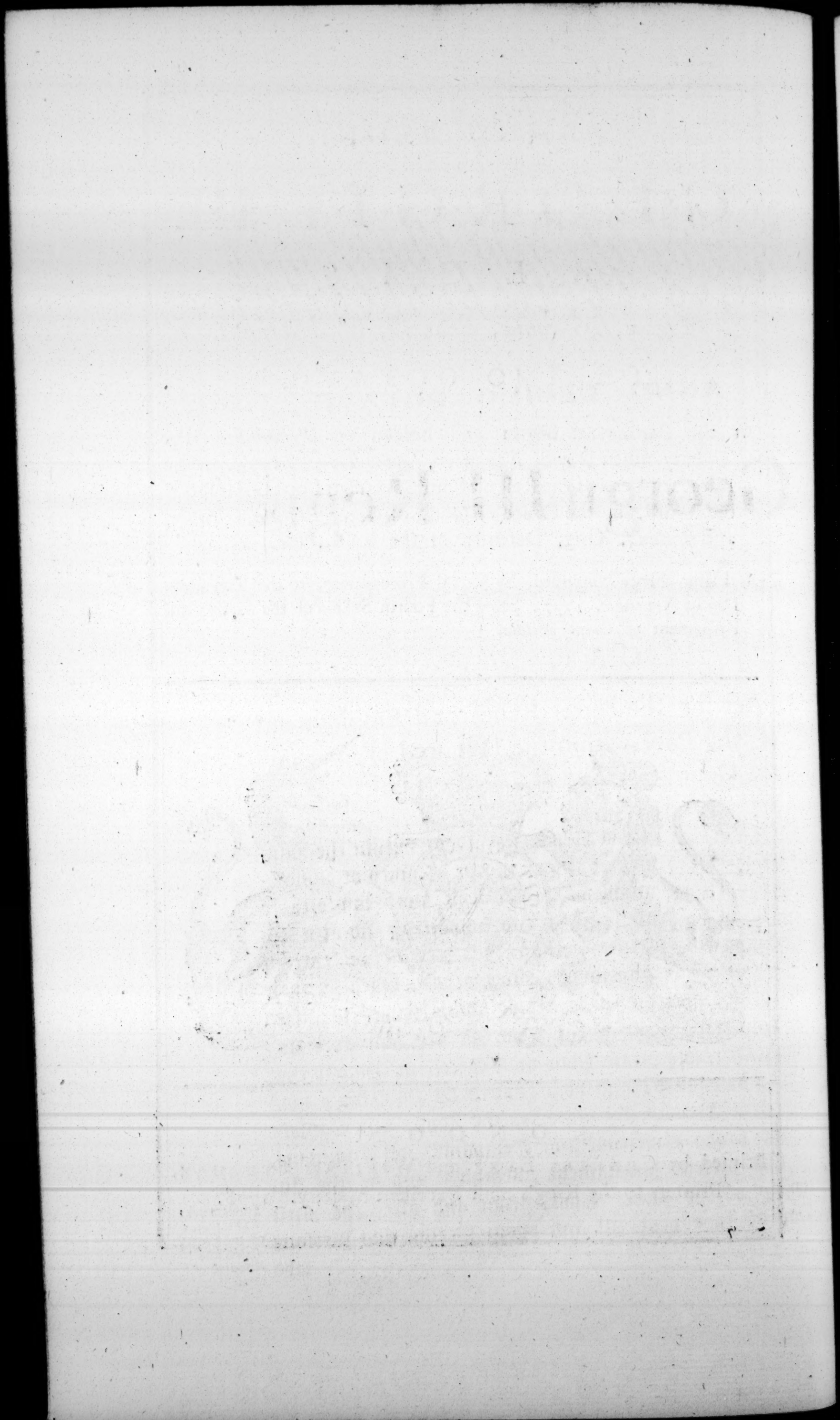
At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

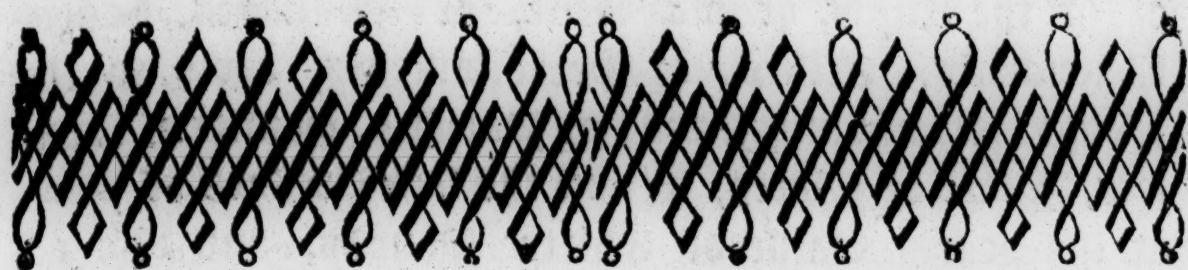
And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N:

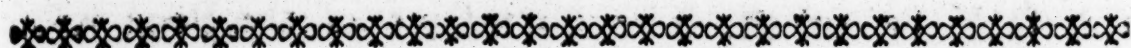
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.





ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXXV.

An Act for the better Relief and Employment
of the Poor within the Hundred of *Stow*, in
the County of *Suffolk*.



W H E R E A S the Poor within the Hun- Preamble:
dred of *Stow*, in the County of *Suffolk*,
might be better and more comfortably
maintained and supported, and at a less
Expence than they are at present, if
convenient Houses were provided for their
Reception, and proper Materials and Utensils furnished
for employing such of the Poor as are able to work;
may it therefore please Your most Excellent Majesty that
it may be enacted; and be it enacted by the King's most
Excellent Majesty, by and with the Advice and Consent
of the Lords Spiritual and Temporal, and Commons,
in this present Parliament assembled, and by the Au-
thority of the same, That, from and after the First
Day of June next, all and every Person and Persons

Qualifications
of Guardians
of the Poor
within the
Hundred of
Stow.

who

who shall then be, and from Time to Time shall thereafter become seised, in his, her, or their own Right, or in the Right of his Wife, of Messuages, Lands, Tenements, Tithes, or Hereditaments, rated to the Poors Rates in any Parish or Parishes, Hamlet or Hamlets, Place or Places, within the said Hundred of Stow, at the yearly Value of Thirty Pounds, and also all Rectors and Vicars for the Time being of the several Rectories and Vicarages within the said Hundred, and also all and every Person and Persons who then, and from Time to Time thereafter, shall be rated to the Poors Rates, in One or more Parish or Parishes within the said Hundred, for Lands, Tenements, Hereditaments, or Tithes, occupied and enjoyed by him, her, or them, at the Value of Sixty Pounds per Annum, shall be, and are hereby declared to be incorporated, by the Name of, and shall be called, The Guardians of the Poor within the Hundred of *Stow*, in the County of *Suffolk*, and shall for ever thereafter be and be deemed and taken to be One Body Politick and Corporate in Law to all Intents and Purposes, and shall have perpetual Succession, and a common Seal, and shall be enabled to sue and plead, and to be sued, by that Name in all Courts and Places whatsoever, and by that Name shall and may purchase, take, and receive, any Goods and Chattels whatsoever to or for the Use of the said Corporation.

Their Name,

and Powers.

Provido.

Provided always, That such Corporation shall not be capable of taking or holding any Lands, Tenements, or Hereditaments, except as herein-after particularly mentioned and expressed.

Women may
act by Proxy.

Provided always, and be it further enacted and declared by the Authority aforesaid, That all Women who shall be seised of Lands, Tenements, and Hereditaments, or be rated to the Poors Rates respectively as aforesaid, shall and are hereby authorised to act as Guardians for any of the Purposes in this Act by Proxy, such Proxies to be appointed under their Hands from amongst the Persons qualified to be Guardians as aforesaid; and any such Proxy not acting at the same Time as a Guardian in his own Right, and also in the Capacity of a Proxy; and

and the Persons appointing such Proxies may, from Time to Time, revoke such Appointments, and appoint others under such Restrictions as aforesaid, but no more than One Proxy shall be granted to or received by any One Guardian; and that all Directors and Guardians who are Justices of the Peace may act as such Justices in the Execution of this Act, notwithstanding their being Directors or Guardians, except only in such Cases where they are personally interested.

Guardians who are Justices may act as such.

And be it further enacted by the Authority aforesaid, That all poor Persons or Persons incapable of providing for themselves within the said Hundred of Stow, shall continue under the Government and Management of the Churchwardens and Overseers of the Poor of their several Parishes and Hamlets respectively within the said Hundred, in the same Manner as they now are, until the House or Houses herein-after mentioned shall be built and fitted up for their Reception; and that from and after the General Meeting of the Guardians which the Directors of the Poor within the said Hundred are herein-after required to call within Three Months next after the said House or Houses shall be built and fitted up for the Reception of the Poor, the said poor Persons and Persons incapable of providing for themselves shall be under the Government and Management of the said Guardians of the Poor; and that all poor Children which at any Time shall be maintained by the said Guardians, shall be and remain under their Government, the Males till they arrive at the Age of Fifteen Years, and the Females till they arrive at the Age of Thirteen Years respectively; and that after such Boys shall attain the Age of Fifteen Years, and such Girls the Age of Thirteen Years respectively, they shall be discharged from the Rule and Government of the said Guardians, and be at their own Disposal.

Poor to continue under the Care of Churchwardens, etc. till a House be built;

within Three Months after which they are to be under the Government of the Guardians.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Directors and acting Guardians herein-after mentioned, at any General Annual Meeting, or at any of the Quarterly Meetings by this Act directed to be held, by and with the Con-

The Children may be apprenticed by the Guardians;

the Boys till
the Age of 21,
and the Girls
till 18.

Apprentices
not to be turn-
ed over with-
out the Con-
sent of the
Guardians.

Guardians
may let out
poor Persons
to work in
Harvest, &c.

sent of any Two Justices of the Peace for the County of Suffolk, to bind any such Children to be Apprentices for any Term such Directors and acting Guardians shall think fit, not exceeding the Term of Seven Years, or to bind any such Male Children, being of the Age of Twelve Years or upwards, Apprentices to any Captain, Master, or Owner, of any Ship or Vessel in the Sea Service, in like Manner as Churchwardens and Overseers of the Poor, with the Assent of the Justices of the Peace, are by the Laws now in being impowered to do; but no such Boy shall continue an Apprentice after he shall attain the Age of Twenty-one Years, nor any such Girl after she shall attain the Age of Eighteen Years; and the Persons to whom such Children shall be bound Apprentices shall be obliged to receive and provide for such Apprentices in like Manner as Persons are now obliged by the Laws in being to provide for Apprentices; and no Apprentice so bound as aforesaid shall (except with the Consent of the Directors and acting Guardians present at such Meetings herein-after appointed to be had) be assigned or turned over to any other Person whomsoever; and all Persons to whom such Apprentices shall be so assigned or turned over, shall be obliged to receive and provide for them in the same Manner, and under the same Penalties and Forfeitures, as the Persons to whom they were first bound as aforesaid were obliged to receive and provide for them.

And be it further enacted by the Authority aforesaid, That the said Directors and acting Guardians may, on Application made by any Farmer or other Persons wanting any such Children or other poor Persons in Harvest, Hop-gathering Times, or any other Times in the Year, in any Work or Employment whatsoever suited to the Strength and Ability of such Children or other poor Persons, let out to Hire any Number of the said Children or other poor Persons on a Contract for their Labour and Maintenance, at such Wages as shall be agreed for between the said Directors and acting Guardians and the Person or Persons hiring such Children or other poor Persons, which Wages shall be paid to the Treasurer

surer of the said Guardians, and shall be by him accounted for and be applied to the Purposes of this Act; and if any Differences or Complaints shall happen about any Abuse or Neglect of Work by such Children or other Persons, or for any Abuse or ill Treatment by the Persons hiring such Children or other poor Persons, or about such Wages, the same shall, upon Complaint of any of the Parties concerned, be heard and determined by any of His Majesty's Justices in and for the said County of Suffolk; and the Person or Persons offending therein shall be punished by such Justice according to the Laws in such Cases provided.

Differences relating to their Wages, &c. to be settled by the Justices.

Provided also, That if the Parents, Kindred, or Friends of Children so maintained by the said Guardians shall at any Time be desirous or willing to receive and maintain such Children, it shall be lawful for the said Directors and acting Guardians, if they in their Discretion shall so think fit and proper, to dismiss such Children.

Children may be delivered to Parents, &c.

And be it enacted by the Authority aforesaid, That if it shall appear to the Directors and acting Guardians, at any of their weekly Meetings, that any such poor Persons can maintain themselves by their Labour, and such poor Persons shall at any such weekly Meetings desire to be dismissed, then, and in such Case it shall and may be lawful for the said Directors and acting Guardians, and they are hereby required to dismiss such poor Persons from the said House; any Thing in this Act contained to the contrary notwithstanding.

Poor Persons capable of maintaining themselves, to be discharged.

And be it further enacted by the Authority aforesaid, That the said Guardians, or so many of them as shall think fit, shall assemble and meet at the White-hart Inn in Stow Market, in the said County of Suffolk, on the Tuesday next after the Twenty-fourth Day of June next, and being so assembled shall proceed to the Execution of this Act; and between the Hours of Eleven and One of the Clock of the same Day, by Majority of Voices, appoint One of the Guardians then present to be President or Chairman of such Meeting; and such Person so elected President or Chairman shall cause the Rest of the Guardians there assembled to proceed by way of Ballot to the Choice of

First Meeting of the Guardians;

at which 12 Directors shall be chosen.

Twelve

Twelve of the most discreet of the Guardians; which Twelve Persons so chosen as aforesaid shall be and shall be called Directors of the Poor within the Hundred of Stow, in the County of Suffolk.

Qualification
of Directors.

Provided always, That no Guardian or Guardians qualified as aforesaid, shall be allowed to be chosen a Director or Directors by Ballot as aforesaid, unless such Guardian or Guardians shall then be, or shall from Time to Time then-after become seised, in his or their own Right, or in the Right of his or their Wife or Wives respectively, of Messuages, Lands, Tenements, or Hereditaments, in any Parish or Parishes, Hamlet or Hamlets, or some Benefice or Benefices within the said Hundred of Stow, of the yearly Value or Rent of Fifty Pounds; or unless such Guardian or Guardians shall then be, or from Time to Time thereafter shall be seised as aforesaid of Messuages, Lands, Tenements, or Hereditaments, or of some Benefice or Benefices within the said Hundred, of the yearly Value or Rent of Thirty Pounds; and also of Messuages, Lands, Tenements, or Hereditaments, within any other Hundred in the said County of Suffolk, of the yearly Value of Fifty Pounds.

All Guardians
seised of 400 l.
per Annum,
and resident
Justices, to
be Directors.

Provided nevertheless, That such of the said Guardians as are or shall from Time to Time be seised in their own Right, or in the Right of their Wives, of Manors, Messuages, Lands, Tithes, Tenements, or Hereditaments, within the said Hundred of Stow, of the yearly Value of Four hundred Pounds or upwards; and also such Persons who are or shall be named in the Commission of the Peace for the said County of Suffolk, and shall be resident in the said Hundred of Stow, shall be, and they are hereby appointed to be Directors without Choice by Ballot, and shall immediately from and after the Choice of the Twelve Directors by Ballot as aforesaid, have such and the like Powers for all the Purposes of this Act as the said Twelve Directors so to be chosen as aforesaid; but such of them whose Places of general Residence are not or shall not be in the said Hundred, shall not be liable to the Penalties for Non-attendances as herein-after mentioned; and the Directors so to be chosen,

and the Directors so qualified as aforesaid, or the Majority of them assembled, shall by Ballot elect and chuse One other proper and substantial Person to be Treasurer, and One other sufficient Person to be Clerk to the said Directors and Guardians, (which Clerk shall from Time to Time enter all their Proceedings in a Book or Books to be kept for that Purpose), and likewise such other Officers as the said Directors shall find necessary for the Execution of this Act.

Directors to chuse a Treasurer, and other Officers.

And be it further enacted by the Authority aforesaid, That the said Directors shall, and they are hereby authorised and required to allow such Rewards and Salaries to such Treasurer, Clerk, and other Officers, out of the Monies to be raised by virtue of this Act, and also to take such Security from such Treasurer or Treasurers or other Persons, for the due Execution of his or their Office or Offices, as to the said Directors shall seem reasonable; and that the said Treasurer, Clerk, and all other Officers, shall continue in their respective Offices only during the Pleasure of the said Directors and acting Guardians; and that it shall and may be lawful for the said Directors and acting Guardians, at any General Quarterly Meeting herein-after appointed, by Ballot, to displace such Officers, or any of them, and upon their Removal, Death, or Resignation, to chuse others in their Stead, with such Salaries and Allowances, and under such Security as they shall think proper.

Directors to make Allowances to and take Security from their Officers.

And be it further enacted by the Authority aforesaid, That the said Directors shall, and they are hereby required and impowered, as soon as conveniently may be, to enter into Contract or Contracts for the absolute Purchase in Fee-simple of any Quantity of Land, for the Use of the said Guardians and their Successors, not exceeding Thirty Acres, with or without Buildings thereon, lying in such Part or Parts of the said Hundred which they may think most fit and convenient for the Situation of a House or Houses for the Reception and Employment of the Poor, and other Buildings herein-after mentioned, and for other the Purposes of this Act, so that the Price thereof doth not exceed Thirty-two Years Purchase of

Directors impowered to purchase Lands, &c.

the true annual Value of the Land, nor Twenty-one Years Purchase of the true annual Value of the Buildings.

Lands, etc.
not to be as-
sessed at a
higher Value
than at the
Time of pur-
chasing.

Provided always, and be it enacted by the Authority aforesaid, That in all future Rates, Taxes, and Levies, to be made for any Parish or Place wherein any Lands, Grounds, or Buildings, which shall be purchased for the Purposes of this Act, shall be situate, such Lands, Grounds, or Buildings, shall not be assessed to any such Rates, Taxes, and Levies, at an higher Value or improved Rent than the same were at the Time of such Purchase, nor shall ever be assessed to the Window, Poor, Church, or other parochial Tax, or to the County Rates, or any other publick Charges.

Directors to
provide pro-
per Buildings
for the Re-
ception and
Employment
of the Poor.

And be it further enacted, That the said Directors shall and may, and they are hereby required, within Three Years next after the entering into Contract or Contracts for the Purchase of Lands or Buildings as aforesaid, to build and erect, or cause to be altered or fitted up, in a plain and durable Manner, on the Land so contracted for as aforesaid, the several Buildings following; (that is to say) a convenient Building or Part of a Building to serve as an Hospital for the Reception of aged or infirm Persons; also another convenient Building for such young Children as are not able to work; and One other Building or Part of a Building to serve for the Reception, Maintenance, or Employment, of such poor Persons as are able to work; and One other separate Building or Part of a Building to serve as an Infirmary for the Reception of the Sick, and also a separate Place for Lunatics; and such other Buildings as the said Directors shall find necessary for the executing the Purposes of this Act, which shall be called The House (or Houses) for the Poor of the Hundred of Stow; and the said Directors shall keep the Buildings so erected or purchased as aforesaid in good Repair, and from Time to Time alter or enlarge the same in such Manner as shall be thought convenient; and that the Expences of purchasing such Lands or Buildings, and of erecting and repairing such Houses or Buildings, and keeping the same in

The Name
thereof.

in Repair, shall be defrayed out of the Money arising by virtue of this Act.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall by open Violence wilfully and maliciously obstruct the erecting, building, or repairing such House or Houses or other Buildings, or wilfully deface or damage the said Buildings or other Lands so to be purchased as aforesaid, or any Part thereof, every Person so offending, and being thereof lawfully convicted, shall be deemed guilty of Felony, and be liable to be transported as a Felon to any of His Majesty's Colonies or Plantations for any Term not exceeding Seven Years, or to such other Punishment, by Fine or Imprisonment, as the Court before whom such Offender or Offenders shall be convicted shall think proper.

Punishment of Persons obstructing the erecting of Houses, &c.

And be it further enacted by the Authority aforesaid, That the said Directors, or any five or more of them, shall be, and they are hereby declared to be a Committee to direct and superintend the said Buildings until the same shall be finished; and the said Committee shall cause all their Proceedings to be entered in a Book or Books to be kept for that Purpose, and shall and may, by Order under their Hands, or the Hands of any Three or more of them, at a publick Meeting assembled, direct any Sum or Sums of Money to be paid by the Treasurer or Treasurers out of the Money remaining in his or their Hands, for the Purposes of this Act, and such Order or Orders shall be and is and are hereby declared to be a Discharge to the Treasurer or Treasurers for any Money by him or them respectively paid in pursuance of such Order or Orders.

Directors to be a Committee to superintend the Buildings;

And be it further enacted by the Authority aforesaid, That the said Directors of the Poor within the said Hundred shall and may, within Six Calendar Months next after such House or Houses of Industry shall be finished, provide and furnish the same with all necessary Furniture, Household Goods, and Utensils, and shall also provide a convenient Stock of Hemp, Flax, Wool, Cotton, Thread, Iron, Stone, Wood, Leather, or other Materials, for the Employment of the Poor to be received

and within Six Months after they are finished, shall furnish them with proper Household Goods, &c.

ceived into such House or Houses, and for that Purpose only may set up, use, and occupy, any Trade, Mystery, or Occupation whatsoever, in such House or Houses.

Directors and Guardians not to be concerned in any Contract.

Provided always, That no Person shall be capable of acting as a Director or Guardian under the Authority of this Act, during the Time he shall be concerned in or have any Contract for the Performance of any Work, or supplying any Necessaries for carrying this Act into Execution, or the supporting of the said Poor.

When the Buildings are fitted up, a General Meeting of the Guardians to be called;

And be it further enacted by the Authority aforesaid, That when and so soon as such Buildings shall be completed and finished, and properly fitted up for the Reception of such poor Persons, that then the said Directors, or any Five of them, shall call a General Meeting of all the Guardians of the Poor within the said Hundred of Stow; at which Meeting the said Guardians, in case any of the said Directors to be chosen by Ballot as aforesaid shall be dead, or shall be removed out of the said County of Suffolk, or shall refuse to act in the said Office, shall elect by Ballot, in Manner aforesaid, One or more fit Person or Persons from amongst all the Guardians to be a Director or Directors, in the Room of such Person or Persons dying, removing, or refusing to act as aforesaid; and the said Guardians at such Meetings assembled shall also, by way of Ballot, elect Twenty-four Guardians from amongst all the Guardians, who, together with the Directors qualified as aforesaid, and the Twelve Directors chosen by Ballot as aforesaid, shall be the Directors and acting Guardians of the said Poor, for putting in Execution all the Powers and Authorities of this Act, for the Remainder of the Year in which they shall be so appointed, and until the First Tuesday after the Twenty-fourth Day of June then next following.

at which Vacancies of Directors to be filled up, and 24 acting Guardians to be elected.

Directors, etc. empowered to make Bye-laws:

And be it further enacted by the Authority aforesaid, That the said Directors and acting Guardians shall have, and they are hereby declared to have, full Power and Authority to make from Time to Time such Bye-laws, Rules, Orders, and Constitutions, as well for the better governing of the said Corporation, as for the better employing and supporting the said poor Persons in the said Hundred,

hundred, and for carrying on any Trade that shall be set on Foot by the said Corporation for the Employment of the said Poor, and for other the Ends and Purposes of this Act, and also to constitute and appoint such and so many Committees, to consist of such a Number of the said Directors and acting Guardians as shall be thought fit, for the more easy and effectual Execution of the several Trusts and Powers by this Act reposed and vested in the said Corporation; and from Time to Time afterwards to repeal, alter, or amend, such Bye-laws, Rules, Orders, and Constitutions, as to them the said Directors and acting Guardians shall seem meet, so that such Bye-laws, Rules, Orders, and Constitutions, are not repugnant to the Laws of the Land.

Provided always, That not less than Nine of the said Directors and acting Guardians together (whereof Six at least to be Directors) shall be present at every Meeting for such Purposes; and the major Part of the said Directors and acting Guardians then present, of which major Part Four at least to be Directors, shall give their Assent to such Bye-laws, Rules, Orders, or Constitutions.

But not unless Nine Members are present.

And be it further enacted, That Four General Quarterly Meetings shall be held by the Directors and acting Guardians in each Year; all which Meetings shall be held at Stow Market aforesaid, at such Times as are herein-after appointed, and One of which Meetings shall be always held on the Friday next after the Twenty-fourth Day of June in every Year; and at all such Meetings on the Friday next after the said Twenty-fourth Day of June, the Directors then and there present shall by Ballot fill up any Vacancies that may have happened in the Twelve Directors to be chosen as aforesaid, and the said acting Guardians shall by Ballot proceed to choose Twenty-four of the Guardians (Eight of whom at least shall not have been acting Guardians the preceding Year) to be acting Guardians, together with the said Twelve Directors, and the Directors qualified as aforesaid, for the following Year, (that is to say) until the next Friday after the Twenty-fourth Day of June which

Four General Meetings to be held annually for filling up Vacancies of Directors etc.

shall be in the ensuing Year; and the said acting Guardians, at the said General Quarterly Meeting on the Friday next after the said Twenty-fourth Day of June, immediately after they shall be chosen as aforesaid, and also at the Three other General Quarterly Meetings herein-after directed to be held, immediately after the Vacancies of such Guardians shall be filled up at such Meetings in pursuance of this Act, shall proceed to choose by Ballot Six from amongst themselves present at such Meetings respectively, and shall deliver in Writing to the Clerk the Names of such Six Guardians so to be chosen before One of the Clock in the Afternoon of such Days whereon such Meeting shall be respectively held; and the said Directors present at the said General Quarterly Meeting on the Friday next after the Twenty-fourth Day of June, together with the said Six Guardians so then to be chosen, shall examine and audit the Treasurer's Accounts, and shall by Ballot elect the same or any other Persons to be Treasurer and Clerk for the following Year, and so from Year to Year on every succeeding Friday next after the Twenty-fourth Day of June for ever; and the said Directors and the Six Guardians so to be chosen at the said Four Quarterly Meetings as aforesaid are hereby authorized and required to transact and do all other Business to be done at such Quarterly Meetings respectively in pursuance of this Act.

How to proceed in case the acting Guardians shall omit to choose Six, etc.

Provided always, That in case the said acting Guardians shall at any such Quarterly Meetings omit to choose by Ballot Six of the said Guardians, and to deliver in Writing to the Clerk the Names of such Six Guardians before the said Hour of One of the Clock as aforesaid, then and in such Case, at every such Meeting at which such Default shall be made, the Directors then present, together with any Three of the said acting Guardians to be nominated and appointed by the said Directors for that Purpose, shall and are hereby authorized and required to proceed and act in all such Matters and Things as the said Directors and such Six Guardians

dians might at such Meeting otherwise have done in pursuance of this Act.

Provided also, That not less than Six of such Directors and Three acting Guardians shall be present at such General Quarterly Meetings for such Purposes. Provido.

And be it further enacted, That at any of the Four General Quarterly Meetings herein-after directed to be held, the Directors and Guardians present at such Meetings shall and may, and they are hereby respectively required to fill up any Vacancies that may have happened within the Year in the Twelve Directors and Twenty-four acting Guardians respectively by Death, or otherwise, by way of Ballot as aforesaid. Vacancies in the Directors, &c. to be filled up.

And be it further enacted, That at the Meeting to be had on the Friday next after the Twenty-fourth Day of June in every Year, the said Directors shall appoint Three from amongst themselves, and the said Twenty-four acting Guardians shall also appoint Six from amongst themselves, (such Three Directors and such Six Guardians so to be appointed being usually resident within the said Hundred), for each Quarter of the succeeding Year, to inspect, direct, manage, and provide for the said poor People in such respective House or Houses; and for that Purpose One of the said Directors and Two of the said acting Guardians shall, in the respective Quarters of the Year for which they shall be appointed as aforesaid, meet at the said House or Houses to be built for the Reception of the Poor as aforesaid, every Tuesday Morning, or oftener if it shall be necessary, together with the Clerk for the Time being; and such One Director and Two acting Guardians shall and may give such Directions as they shall think proper for the Employment, Maintenance, and Relief of the Poor in such House or Houses, and for carrying into Execution such Rules, Orders, and Constitutions, and such Powers and Authorities, as shall be from Time to Time made and granted by the said Directors and acting Guardians in pursuance of this Act. Three Directors and Six Guardians to be appointed annually, for each Quarter, to direct and provide for the Poor, etc.

Provided nevertheless, and be it enacted by the Authority aforesaid, That any One or more of the said Twelve Directors The Time of their Meeting.
Directors may attend any weekly Meeting, and vote, etc.

No weekly Meeting to be held without One Director, nor more than Two Guardians at such Meeting, etc.

Directors or other Directors qualified as aforesaid, shall and may have the Liberty, and are hereby impowered to attend at any such weekly Meeting, and vote in the giving such Directions as aforesaid; in which Case, upon an equal Number of Votes upon any Question, the Director appointed for the Month shall have the casting Vote; and that there shall be no Business transacted at any such weekly Meeting without One Director being present, nor shall there be at any such weekly Meeting any more than Two of the Guardians to act at such weekly Meeting as Guardians; and in case there shall be but One acting Guardian at such weekly Meeting, the Business of the Day respecting such House or Houses shall not be stopped by the Non-attendance of the other Guardian, but such One Director and Guardian then and there attending shall, and they are hereby authorized and required to transact the Business of the Day, in the like Manner as such Director and Two Guardians might otherwise have done; and in case such Director and Guardian shall be divided in Opinion upon any Question, such Director shall have the casting Vote, and such Guardian shall have the Liberty to order and require the Clerk, and who shall accordingly on the same Day enter a Protest, to be signed by such Guardian, in a proper Book for the Purpose, against such Director's Determination at such weekly Meeting; which Protest shall be laid before such of the Directors and acting Guardians as shall be qualified to vote at the then next quarterly Meeting, and shall be publickly and openly read by the Clerk at such Meeting.

Power to relieve occasional Poor.

Provided always, and be it enacted by the Authority aforesaid, That it shall and may be lawful for the said Director or Directors and acting Guardian or Guardians, at any of the said weekly Meetings, to order and direct such Sum or Sums of Money as they shall think proper to be paid to any poor Person or Persons for the immediate Relief of such Person or Persons, although such Person or Persons shall not be maintained or reside in such House or Houses; any Thing in this Act, or any

Bye-law,

Bye-law, Rule, Order, or Constitution made under the Authority of this Act, to the contrary notwithstanding.

And be it further enacted, That the said Three Directors and Six acting Guardians, so from Time to Time to be chosen as aforesaid for each and every Quarter in the Year, may and they are hereby authorised, by Agreement amongst themselves respectively, to divide themselves into Committees of One Director and Two Guardians to act for each Month of every such Quarter, but so as not to preclude any other Director or Directors from being present and acting at any such weekly or other Meetings as aforesaid: And if there shall not be present at any Meetings so appointed to be held, such Director who by any such Agreement as aforesaid ought to have attended, such Director shall, for every such Offence, forfeit the Sum of Twenty Shillings; and every Guardian who by such Agreement as aforesaid ought to have attended, and shall be absent, shall, for every such Offence, forfeit the Sum of Ten Shillings; to be levied by Distress and Sale of the Goods and Chattels of such Director or acting Guardian, by Warrant under the Hand and Seal of One Justice of the Peace for the said County of Suffolk, and such Forfeiture or Forfeitures shall be paid to the Treasurer of the said Directors and Guardians, and added to the common Stock for the Use of the Poor.

They may divide themselves into Committees for each Month.

Penalty for their Non-attendance:

Provided always, That if such Director or either of such Guardians, who by such Agreement as aforesaid ought to have attended, and shall be absent from such weekly Meetings, shall have been prevented from such Attendance by Illness, or any other reasonable Cause to be allowed of by such Justice of the Peace as aforesaid, and shall procure for himself, if a Director, some other Director, or if a Guardian, then some other Guardian, to attend at such weekly Meeting in his Stead, then such Director or Guardian who shall be so absent as aforesaid shall not be subject to any Penalty by reason of such Non-attendance.

Except in case of Illness, or other reasonable Cause.

And be it further enacted by the Authority aforesaid, That the Minutes of the Business of the Committee at

Minutes to be read.

the Meeting of the preceding Week shall be always read by the Clerk to the Committee at the next succeeding weekly Meeting, previous to such Committee entering upon the Business of the Day.

Times for holding the other quarterly Meetings.

And be it further enacted by the Authority aforesaid, That the Three other General Quarterly Meetings shall be held at the Times following; (that is to say) on the First Friday next after the Twenty-ninth Day of September, the First Friday next after the Twenty-fifth Day of December, and on the First Friday next after the Twenty-fifth Day of March, in every Year.

Accounts of the preceding Quarter to be settled at every General quarterly Meeting, and laid before the Justices.

And be it enacted by the Authority aforesaid, That at the said Four General Quarterly Meetings the said Directors and acting Guardians for the preceding Quarter respectively shall settle their Accounts, and from Time to Time the same shall be delivered to the Clerk of the Peace or his Deputy at the next General Quarter Sessions for the said County of Suffolk, at Ipswich; and the Clerk of the Peace or his Deputy shall lay the same before the Justices of the Peace at such Sessions, to be by the said Justices examined, audited, and finally passed, for which a Fee of Ten Shillings and Sixpence, and no more, shall be paid to the Clerk of the Peace or his Deputy, and no other Fee or Reward shall be paid to or received or taken by the Clerk of the Peace or his Deputy, or any other Person or Persons on that Account, under any Pretext whatsoever.

Six Directors to be present at Quarterly Meetings.

And be it further enacted, That at all such Four General Quarterly Meetings by this Act directed to be held as aforesaid, not less than Six of the Directors shall be present at every such Meeting.

Directors, &c. may borrow 8,000 l.;

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Directors and acting Guardians from Time to Time to borrow and take up at Interest any Sum or Sums of Money, not exceeding in the Whole the Sum of Eight thousand Pounds, and assign over by Writing without Stamps, signed by five of the said Directors at least, under the Common Seal of the said Corporation, all or any Part of the Poors Rates to be collected within the said hun-

and assign the Rates as a Security.

dred of Stow, as a Security for the Repayment of the Principal and Interest of the Money so to be borrowed, (the Charges of such Assignments to be paid for out of the Monies to be raised by virtue of this Act); and Copies of all such Assignments shall be entered in a Book or Books to be kept by the Clerk belonging to the said Corporation; and all and every Person and Persons to whom any such Assignment shall be made, or who shall be intitled to the Money thereby secured, is and are hereby empowered from Time to Time, by Assignment under his, her, or their Hand or Hands, to be indorsed on the Back of his, her, or their Security, or by any Writing or Writings to be executed under his, her, or their Hand and Seal or Hands and Seals, in the Presence of Two or more credible Witnesses, without Stamps, to assign or transfer his, her, or their Security or Securities, and his, her, and their Right to the Principal and Interest Money thereby secured, unto any Person or Persons whomsoever; and that all such Assignments shall, within One Calendar Month after the Date thereof, be produced and notified to the said Clerk, who shall cause an Entry to be made of such Assignments, containing the Date, Names of the Parties and Witnesses, and of the Sums of Money therein-mentioned to be assigned or transferred, in the said Book or Books directed to be kept for entering the said original Assignments; and for each of such Entries the said Clerk shall be paid the Sum of Two Shillings and Sixpence, and no more; and which Book or Books shall and may at all seasonable Times be perused and inspected without Fee or Reward; and after such Entry made, such Assignment or Transfer shall intitle such Assignee, his, her, and their Executors and Administrators, to the Benefit thereof and Payment thereon; and such Assignee or Assignees may in like Manner assign or transfer again, and so toties quoties; and it shall not be in the Power of any Person who shall have made such Assignment or Transfer to make void, release, or discharge the same, or any Monies due thereon; and all and every Person and Persons to whom such Assignments shall be made shall be, in Proportion to the Sum

Copies of Assignments to be entered.

Assignments may be transferred.

Transfers to be produced to the Clerk within a Month after Date, etc.

No Preference in respect of Priority among the Creditors.

or Sums therein-mentioned, Creditors on the said Rates equally one with another, and shall have no Preference in respect to the Priority of advancing such Money.

4,000 l. may
be raised by
Annuities,

and the Rates
assigned as a
Security.

Assignments
may be trans-
ferred.

Transfers to
be produced
to the Clerk,
and entered
in a Book, etc.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Directors and acting Guardians to take and receive any Part or Parts of such Sum or Sums of Money as shall be wanted for the Purposes of this Act, not exceeding the Sum of four thousand Pounds, Part of the said Sum of Eight thousand Pounds, of any Person or Persons willing to pay or advance the same upon Annuities for the Life or Lives of the Person or Persons so paying or advancing such Sum or Sums of Money; and for the said Directors and acting Guardians to assign over and charge, by Writing without Stamps, signed by five of the said Directors at least, under the Common Seal of the said Corporation, all or any Part of the said Poor's Rates to be collected within the said Hundred of Stow, as a Security for Payment of such Annuity or Annuities, as they shall think reasonable, for the Sum or Sums so paid or advanced, for the Life or Lives of the Person or Persons only who shall pay or advance the same, (the Charges of which Assignments shall be paid for out of the Monies to be raised by virtue of this Act); and Copies of all such Assignments shall be entered in a Book or Books to be kept by the Clerk belonging to the said Corporation; and all and every Person and Persons to whom any such Assignment shall be made, or who shall be intitled to the Annuity or Annuities thereby secured, is and are hereby impowered, by Assignment under his or their Hand or Hands, to be indorsed on the Back of his, her, or their Security or Securities, or by any Writing or Writings to be executed under his, her, or their Hand and Seal or Hands and Seals, in the Presence of Two or more credible Witnesses (without Stamps), to bargain, sell, assign, or transfer, his, her, or their Security or Securities, and his, her, or their Right to the Annuity or Annuities thereby secured, to any Person or Persons whomsoever; and all such Sales or Assignments shall, within One Calendar Month after the Date thereof,

thereof, be produced and notified to the said Clerk, who shall cause an Entry to be made of such Sales and Assignments, containing the Dates, Names of the Parties and Witnesses, and of the Annuity or Annuities therein mentioned to be sold and assigned, in the said Book or Books directed to be kept for entering the said original Assignments, and for each of such Entries the said Clerk shall be paid the Sum of Two Shillings and Sixpence, and no more; and which said Book or Books shall and may at all seasonable Times be perused and inspected without Fee or Reward; and after such Entry made, such Assignment or Transfer shall intitle such Assignee, his, her, and their Executors and Administrators, to the Benefit thereof and Payment thereon; and such Assignee or Assignees may in like Manner assign or transfer again, and so toties quoties; and it shall not be in the Power of any Person who shall have made such Assignment or Transfer to make void, release, or discharge the same, or any Monies due thereon; and all and every Person or Persons to whom such Sales and Assignments shall be made shall be Creditors on the said Rates equally one with another, and shall have no Preference in respect to the Priority of such Sales and Assignments; but no Annuity or Annuities shall be granted or made payable unto or in Trust for any One Person for any Sum exceeding One hundred Pounds, and such Annuity and Annuities shall be made payable during the Life or Lives only of the Person or Persons paying or advancing such Sum or Sums of Money.

Creditors to have no Preference in respect of Priority.

No Annuity to exceed 100*l*.

Provided always, That it shall and may be lawful to and for the said Directors, or any Five of them, at any Time before the Election of the said acting Guardians, to borrow and take up at Interest, or by way of Annuities, such Sum and Sums of Money as they may find necessary from Time to Time for the Purposes of this Act, subject to the Limitations, Provisions, and Directions, hereinbefore prescribed for the borrowing and receiving Money.

Directors may borrow Money before the Election of acting Guardians.

And, for the better Security of such Sums of Money as shall be borrowed, and Payment of the Annuities which shall be granted by virtue of this Act, and for providing

Parishes, &c. to be assessed for Payment of Money borrowed, &c.

After Asses-
ments are al-
lowed by Jus-
tices, Direc-
tors to issue
Warrants to
Churchwar-
dens, *etc.* to
pay Money
assessed to the
Treasurer.

How Asses-
ments are to
be raised.

for the Poor to be employed or relieved in such House or Houses, and for defraying the other Expences of this Act, be it further enacted by the Authority aforesaid, That at the said yearly and General Quarterly Meetings the said Directors and acting Guardians shall and may, and they are hereby impowered to assess, with as much Equality and Indifference as is possible, such Sum and Sums of Money, not exceeding the respective Rates herein-after mentioned, upon the several Parishes, Hamlets, and Places, within the said Hundred, as they the said Directors and acting Guardians shall judge necessary for paying the Interest due on the said Debts and Annuities, and for defraying the Expences of the current Quarter, and for and towards paying off and discharging the said principal Debt; and such Assessments being delibered to the Clerk of the Peace or his Deputy at the next General Quarter Sessions of the Peace to be held as aforesaid, and being allowed by the Justices of the Peace at such Sessions assembled, for which Deliberation and Allowance no Fee or Reward whatsoever shall be had, received, or taken, by any Person or Persons whomsoever, the said Directors and acting Guardians for the Time being, or any Three or more of them, whereof Two to be Directors, shall be, and they are hereby impowered to issue Warrants, under the Seal of the said Corporation, to the Churchwardens and Overseers of the Poor in all and every the said Parishes, Hamlets, and Places, within the said Hundred, requiring such Churchwardens or Overseers to pay, at some particular Time and Place to be specified in the said Warrants, the Sum so assessed upon the said several Parishes, Hamlets, and Places respectively, to the Treasurer of the said Guardians for the Time being, whose Receipt for the same shall be a legal Discharge to such respective Churchwardens and Overseers of the Poor: And for raising the Sums so assessed by the said Directors and acting Guardians, such respective Churchwardens and Overseers of the Poor shall, and they are hereby required from Time to Time, with as much Equality and Indifference as possible, to raise, by Taxation of every Inhabitant, Parson, Vicar, and

and others, and of every Occupier of Lands, Houses, Tenements, Tithes impropriate, Propriations of Tithes, or saleable Underwoods, in their respective Parishes, Hamlets, and Places, so much Money as shall be assessed upon such respective Parishes, Hamlets, and Places, by the said Directors and acting Guardians; for all which Sum or Sums of Money so assessed and received by the said Churchwardens and Overseers of the Poor, in case of any Deficiency, the Parishioners and Inhabitants of the said respective Parishes, Hamlets, and Places, wherein such Sums of Money shall be so assessed or received, shall be answerable, and shall be compellable to pay the same upon Re-assessment, which in that Case is hereby directed to be made by the Directors and acting Guardians at any General Quarterly Meeting; and such Taxes and Assessments, and also such Re-assessments, shall be assessed, levied, and recovered, in such and the like Manner as Money assessed for the Relief of the Poor is by the Laws now in being to be assessed, levied, and recovered, and with the same Power of Appeal to Persons aggrieved.

Deficiencies
to be re-assessed,

and levied as
the Poor's
Rate.

And be it further enacted, That the Sums so to be assessed by the said Directors and acting Guardians, at their General Quarterly Meetings, upon any of the said Parishes, Hamlets, and Places, shall not exceed in any One Year the Sum which shall have been expended for the Relief and Support of the Poor in such respective Parish, Hamlet, or Place, in One Year, upon an Average of Seven Years, to be drawn from Easter, One thousand seven hundred and seventy-one; and in stating the Accounts for the Purpose of drawing the Average of such Expences, no Sum or Sums of Money but such as shall have been actually and bona fide paid and expended for the Maintenance and Relief of the Poor, shall be admitted or allowed.

Assessments to
be made upon
an Average of
the Money
raised for the
Poor for 7
Years from
Easter, 1771.

Provided nevertheless, That where any Charity-money, given to any Parish, Hamlet, or Place, shall appear in any One or more of the said Seven Years to have been improperly and against the Intention of the Donor applied to the Maintenance of the Poor, to lessen the Poor's Rates, such Sum and Sums, and so much of

Charity money applied
towards Relief
of the Poor, to
be included in
such Average.

the Charity-money which shall have been so improperly applied, shall nevertheless be added to the Assessments for the Maintenance of the Poor in any of those Years, and shall compose Part of the gross Sum from which such Average shall be taken, but for no other Purposes whatsoever.

Houses, etc.
rated to the
Poor, to con-
tinue so.

Provided always, That all such Houses, Lands, and Tithes, as are now, and usually have been, charged and rated to the Poor's Rates of any of the Parishes, Hamlets, and Places, within the said Hundred, shall continue and be so charged and rated, although such Houses or Lands be not strictly within the said Hundred of Stow; and that all such Houses and Lands that have been so usually charged and rated to the Poor as aforesaid, shall be and be deemed as Parcel and Part of the said Hundred of Stow for all the Purposes of this Act, but for no other Purpose whatsoever; any Thing in this Act, or any Law, Usage, or Custom, to the contrary thereof in any wise notwithstanding.

Churchwar-
dens, etc. may
raise Money
besides the
Sums required
by the Direc-
tors, etc.

And be it further enacted, That this Act shall not extend to hinder or prevent the Churchwardens and Overseers of the Poor of any of the Parishes, Hamlets, or Places, within the said Hundred, from assessing and raising any Sum or Sums of Money, to make any Payment or Payments which is or are directed and required by any Law in being to be made out of the Poor's Rates; but such Sum and Sums shall and may be assessed and raised for such Purposes, over and above the Sums assessed and required to be raised by the said Directors and acting Guardians, and shall be accounted for in such Manner as if this Act had not been made.

Any Parish
aggrieved by
the Assess-
ment, may
appeal to the
Quarter Ses-
sions;

Provided always, and be it further enacted, That in case the Churchwardens and Overseers of any Parish, Hamlet, or Place, within the said Hundred, shall think the Inhabitants of any such Parish, Hamlet, or Place, aggrieved by the Assessment made by the said Directors and acting Guardians, then and in such Case they may appeal to the next General Quarter Sessions of the Peace which shall be held for the said County of Suffolk, within Six Months next after the making of such Assess-
ment,

ment, the said Churchwardens and Overseers giving Ten Days Notice of such Appeal to the Clerk chosen by the said Directors and acting Guardians; and the Justices in the said General Quarter Sessions are hereby required and authorised to hear and determine the Matter of every such Appeal, and to make such Order either for confirming, varying, or altering such Assessment or Assessments, as to them in their Discretion shall seem reasonable; which Determination of the said Justices shall be final and conclusive to all Parties concerned, and shall not be removed or removeable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at Westminster or elsewhere; but in case such Appeal or Appeals shall appear to the Justices to be without Foundation, then the said Justices shall award such Costs to be paid by the Appellant or Appellants as to them in their Discretion shall seem reasonable, and shall, by their Order or Warrant, cause such Costs to be levied by Distress and Sale of the Goods and Chattels of the Party or Parties liable to pay the same, rendering the Overplus (if any) to the Owner or Owners of such Goods and Chattels, after deducting the reasonable Charges of such Distress and Sale.

whose Determination shall be final.

And be it further enacted, That no private Charity or Donation whatsoever heretofore given or hereafter to be given to any Parish, Hamlet, or Place, or to any Person or Persons in Trust for the Benefit of any Person or Persons of any Parish, Hamlet, or Place, within the said Hundred, shall be any-wise affected or altered by reason of any Thing herein contained; but the same shall remain and continue to be managed and applied according to the true Intent of the Donors thereof, or in such Manner as the same have heretofore been managed and applied, or ought to have been managed and applied.

Donations given to any Parish how to be applied.

And be it further enacted by the Authority aforesaid, That the Churchwardens and Overseers of the Poor of each Parish, Hamlet, or Place, within the said Hundred, shall, and they are hereby required to attend at the said First Meeting of the said Guardians, and then and

Churchwardens and Overseers to produce Accounts to the Guardians;

there to produce the Books or Accounts of the Payments and Expences of the Overseers for the Maintenance and Support of the Poor of each respective Parish or Place for Seven Years, commencing at Easter, One thousand seven hundred and seventy-one, and shall then and there produce the original Rates made for the Maintenance of the Poor during the said Seven Years; and all and every such Books, Rates, and Accounts so produced shall be verified, by the Oath or Oaths of the respective Churchwardens and Overseers of every Parish, Hamlet, or Place, before any Two or more of the said Directors, who are hereby impowered and required to administer such Oath or Oaths; and the said Churchwardens and Overseers shall then leave all and every such Books, original Rates, and Accounts, in the Custody of the President or Chairman who shall be chosen at such Meeting, and such President or Chairman shall then deliver such Books, Rates, and Accounts, to the Directors then present, to the End that they may examine the same, and fix and ascertain the Proportions afterwards to be observed in assessing the said respective Parishes, Hamlets, and Places; and such Directors shall return such Books, Rates, and Accounts, to the said Churchwardens and Overseers, whenever they or any of them respectively shall demand the same, after the Expiration of Forty Days from the Delivery thereof to such President or Chairman: And for the better enabling the said Directors and Guardians to ascertain and fix the just Proportions to be observed in assessing the said respective Parishes, Hamlets, and Places, all and every Person and Persons who shall have been or shall have acted as Churchwardens or Overseers of the Poor of any of the said Parishes, Hamlets, or Places, for any Time or Times during the said Seven Years, shall, and they are hereby required, upon Notice in Writing, signed by Two or more of the said Directors or Guardians, being delivered to such Person or Persons respectively, or left at his or their respective Places of Abode, at least Seven Days before the Time appointed for their Attendance, attend at any subsequent Meeting or Meetings, and then and

And all those who have acted as such for Seven Years past, to produce their Accounts.

and there produce, upon Oath, all Books, Rates, and Accounts whatsoever, of or any-wise concerning the Payments and Expences for Maintenance of the Poor of any of such Parishes, Hamlets, or Places, during the said Seven Years, as shall be in the Custody or Power of such Person or Persons, and shall verify the same upon Oath before any One or more of the Directors, who is and are hereby impowered to administer such Oath or Oaths; and all such Books, original Rates, and Accounts, shall be left with the Clerk of the said Directors and Guardians, and shall be returned to the Person or Persons who shall leave the same, upon Demand, any Time after the Expiration of Forty Days after leaving the same as aforesaid; and in case all or any of such Books, original Rates, or Accounts, for any Parish or Parishes, Hamlet or Hamlets, Place or Places, shall not be produced at such First or other Meetings, then such Directors and acting Guardians shall and may assess such Parish or Parishes, Hamlet or Hamlets, Place or Places, at their Discretion, but as equally as they can with other Parishes, Hamlets, or Places, regard being had to the Value of such Parish or Parishes, Hamlet or Hamlets, Place or Places, and to the Number of the Poor usually maintained there.

How Directors are to proceed, in case such Accounts are not produced.

And be it further enacted, That the Churchwardens and Overseers of the Poor for the Time being of all and every the Parishes, Divisions, and Precincts, within the said Hundred, shall from Time to Time, and at all Times hereafter, aid and assist the said Guardians, Directors, and acting Guardians, to the best of their Power, and shall at all Times obey their Order or Orders relative to the Execution of this Act: And in case any Churchwarden or Overseer of the Poor shall refuse or neglect to raise and levy the Sums assessed upon his respective Parish, Hamlet, or Place, or to pay, at the Time and Place appointed, the Monies so raised and levied, or to obey any such Order or Orders, every Churchwarden or Overseer so neglecting or refusing shall be summoned, by Writing under the Hands of any One Director and any One acting Guardian, to appear at the next General quarterly

Parish Officers to assist in the Execution of this Act;

and in case of Neglect to levy the Assessments, &c. shall forfeit 5^l.

May appeal to
the Quarter
Sessions.

quarterly Meeting of the said Directors and acting Guardians to be holden as aforesaid; and if any such Churchwarden or Overseer of the Poor so summoned shall neglect or refuse to appear at such General quarterly Meeting, or if appearing shall not sufficiently excuse or justify himself, but shall, in the Judgement of the Directors and acting Guardians at such General quarterly Meeting, be adjudged to have disobeyed such Order or Orders, that then, and in every such Case, all and every such Person and Persons shall forfeit and pay, for every such Offence, any Sum not exceeding Five Pounds, to be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of any One Justice of the Peace for the said County of Suffolk, and such Forfeitures shall be paid to the Treasurer of the said Guardians, and added by him to the common Stock for the Use of the Poor; but if any Churchwarden or Overseer of the Poor so offending and convicted as aforesaid shall think himself aggrieved, that then it shall and may be lawful for such Churchwarden and Overseer to appeal to the next Quarter Sessions to be holden for the said County as aforesaid, against the Judgement of the said General quarterly Meeting; and the Justices of the Peace for the said County, at the said Sessions assembled, shall and may hear and determine such Appeal, and may mitigate or set aside such Penalties in such Manner as they shall think proper, and the Judgement of such Justices at such Quarter Sessions shall be final, without any other Appeal.

Directors and
acting Guar-
dians neglec-
ting to hold
Quarterly
Meetings, to
forfeit 5/.

And be it enacted by the Authority aforesaid, That if the said Directors and acting Guardians shall neglect or refuse to hold any such Quarterly or Annual Meeting or Meetings as aforesaid, every Director and acting Guardian failing in his Duty therein shall, for every such Default, forfeit the Sum of Five Pounds, to be levied by Distress and Sale of the Goods and Chattels of such Director or acting Guardian by Order of the next General Quarter Sessions for the said County of Suffolk, to be holden in and for the Division of the said County in which the said Hundred of Stow is lying, unless a suffi-

cient Reason shall be given, on the Behalf of such Director or acting Guardian, to be allowed by such Sessions; and if there shall not appear a sufficient Number of Directors and acting Guardians at any such Quarterly or Annual Meetings, the necessary Rates shall be ordered to be made by any Two Justices of the Peace of the said County; and in case no such Order is made within One Calendar Month from the Time such Quarterly Meetings should have been held, the same Proportions shall be rated, assessed, and raised, in such respective Parishes, Hamlets, and Places, by the respective Churchwardens and Overseers of the Poor for the ensuing Quarter, as were raised in the preceding Quarter, and shall be paid to the said Treasurer in such Manner as is herein-before mentioned with respect to the taxing, assessing, collecting, recovering, and paying, of the Sum assessed by the said Directors and acting Guardians.

Directors, &c.
not making
Rates, Jus-
tices may.

And be it further enacted by the Authority aforesaid, That after the Poor are under the Government of the said Guardians at the Time appointed by this Act, it shall and may be lawful to and for the said Directors and acting Guardians of the Poor, at any of the General quarterly or weekly Meetings, to grant Certificates under the common Seal of the Corporation to any Person whose legal Settlement shall be in any Parish, Hamlet, or Place, within the said Hundred of Stow, and who shall be willing to remove, or who shall have removed out of the said Hundred, or who shall remove from One Parish, Hamlet, or Place, to another within the said Hundred; which respective Certificates under the common Seal of the said Corporation, attested by the Clerk for the Time being to the said Guardians, and signed by Two Justices of the Peace, as Certificates are now by Law directed to be, shall be good and valid to all Intents and Purposes, and no Certificates whatsoever to be granted within the said Hundred by any other Person or Persons shall be valid or of any Effect; any Law, Statute, or Custom, to the contrary notwithstanding.

Directors, etc.
may grant
Certificates to
poor Persons
willing to re-
move.

And be it further enacted by the Authority aforesaid, That, as soon as the Poor shall be under the Govern-

Certificates in
the Custody
of parochial

Officers to be delivered to the Clerk.

ment of the said Guardians as aforesaid, all Certificates which have been delivered to, and remain in the Custody of, the respective parochial Officers, by Persons residing in the said Hundred, shall be delivered forthwith by such Officers to the Clerk for the Time being to the said Guardians; and all Certificates which hereafter shall be delivered to the respective parochial Officers, by Persons coming to reside, or residing in the said Hundred, shall from Time to Time be delivered, within the Space of Fourteen Days after the Receipt thereof by such Officers, to the Clerk for the Time being to the said Guardians, who shall cause the same to be filed, so that Recourse may be had thereto at any future Time.

Bonds for indemnifying Parishes from Bastards, to be given to the Guardians.

And be it further enacted, That all Bonds already given to parochial Officers within the said Hundred, by private Persons, to indemnify the Parishes, Hamlets, or Places, from any Charge which may arise from Bastard Children, shall be delivered likewise by such respective Officers to the said Guardians of the Poor; and it shall and may be lawful for the said Guardians to sue on such Bonds in the Name of the said Corporation, and they shall recover the Penalties thereof, as if such Bonds had been originally made to them; and all Bonds hereafter to be given for the same or any of the like Purposes shall be made to the said Guardians of the Poor; any Law, Statute, or Custom, to the contrary notwithstanding.

Contributions to be paid to the Treasurer, and applied by the Guardians, &c.

And be it further enacted by the Authority aforesaid, That all voluntary Gifts and Contributions, which well-disposed and charitable Persons shall think proper to make towards carrying on the good Purposes hereby intended, shall be paid to and received by the Treasurer of the said Guardians, and be applied and disposed of in such Manner, for the Maintenance, Clothing, Employment, Accommodation, and Benefit of the Poor in such House or Houses, as the Donor or Donors and Contributor or Contributors shall direct and appoint; and if no particular Direction or Appointment shall be given or made touching the Application of such Gifts and Contributions, the same shall be made Part of the common

Stock,

Stock, and applied for the general Purposes of this Act; and a List of the Names of such Donors and Contributors, and an Account of the Sums by them contributed, shall be affixed in some conspicuous Part of the said House or Houses.

List of Contributors to be affixed in the House.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Directors and acting Guardians, at a General quarterly Meeting, from Time to Time to appoint a Governor or Steward to oversee and inspect the Persons so maintained in such House or Houses, who shall be a Member of the Church of England, well recommended for Sobriety, Honesty, and Diligence, and who shall be capable of reading, writing, and casting Accounts; and also any Woman or Women who shall be maintained by the said Guardians, or any other Woman or Women, as to the said Directors and acting Guardians shall seem most expedient, as a Matron or Matrons to attend and superintend the Poor in such House or Houses under the Direction of such Governor or Steward as aforesaid; and such Governor or Steward shall have the Care and Management of the Poor maintained in the said House or Houses, and shall from Time to Time make Reports of the Behaviour of such poor Persons; and also to appoint a Clergyman of the Church of England, to instruct such Persons as shall be maintained in such House or Houses in the Principles of the Christian Religion, and the Children in the Church Catechism, and also to baptize the Children, visit the Sick, bury the Dead, and perform other Offices of his Function in such House or Houses; and the Governor or Steward shall Once at least in every Week hear the Children repeat the Catechism; and the said Directors and acting Guardians, at any General Quarterly Meeting, shall, and they are hereby impowered to make such Salaries and Allowances to such Clergyman, and to the Governor or Steward, and Matron or Matrons, for their Pains and Trouble therein, and may from Time to Time displace or discharge him, her, or them, or any of them, as to them

Directors, etc. to appoint a Governor and Matron to superintend the Poor;

and a Clergyman to instruct them, etc.

and may allow them Salaries.

the

the said Directors and acting Guardians at any such Meeting shall appear reasonable.

Penalty on
Officers em-
bezzling
Goods, etc.

And be it further enacted by the Authority aforesaid, That if any Governor or Steward, or other Officer, Patron, or other Person whomsoever employed by the said Directors and acting Guardians, shall purloin, embezzle, or wilfully misapply, any of the Monies, Materials, or Implements of Work, Utensils, Goods, or Chattels, belonging to the said Corporation, every such Offender shall not only be discharged from his or her Office, but also forfeit and pay any Sum not exceeding Ten Pounds, and also Treble the Value of such Money, Materials, or Implements of Work, Utensils, Goods, or Chattels, which shall be so misapplied, purloined, or embezzled, to be levied by Distress and Sale, in such Manner as the Penalties and Forfeitures by this Act imposed upon Overseers of the Poor are directed to be levied, and to be applied to the Use of the Poor in the said House or Houses; and in case sufficient Distress shall not be found, then, and in every such Case, it shall and may be lawful to and for any One Justice of the Peace for the said County to commit such Offender to the House of Correction in and for the said County, there to remain without Bail or Mainprize for any Time not exceeding Six Calendar Months.

Justices may
appoint a Con-
stable for the
Hundred.

And, for the more effectual Execution of this Act, be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Justice of the Peace for the said County, from Time to Time, to appoint a proper Person (who shall be willing to accept and execute such Office) to be a Constable within the said Hundred for the several Purposes of this Act; and the Person so appointed having taken the usual Oath required to be taken by Constables (which Oath such Justice is hereby impowered to administer), is hereby authorised and required to act as a Constable within the said Hundred in all Cases relating to the Execution of this Act, as fully as any Petty Constable within the said Hundred can or may act in their respective Parishes.

And, to the End that all the poor People in the said House may be encouraged to apply themselves to such Tasks in which they shall be employed with Diligence, be it further enacted by the Authority aforesaid, That out of the Profits arising to the said Corporation from the Work which shall be done by such poor People, such Rewards shall be distributed to the industrious and skilful, in proportion to the Quantity and Quality of their Work, as to the said Directors and acting Guardians, at any General quarterly Meeting, shall appear reasonable; so as no Part of the Money paid in such Gratuities be expended in the Purchase of unwholesome or unnecessary Liquors, the Drinking of which the Governor or Steward and Matron or Matrons are hereby strictly enjoined to prohibit and prevent.

Rewards to be given to the industrious Poor;

no Part whereof to be spent on unwholesome Liquors.

Provided always, and be it further enacted by the Authority aforesaid, That the Hours of Work for such poor Persons as shall be maintained in the said House or Houses shall always be proportioned to their Strength and Ability; and no Person whatsoever shall, upon any Account, be obliged to work for a longer Space of Time than Ten Hours in any One Day; and that there shall be allowed to all such poor Persons the following Days in every Year for Ease and Recreation; (that is to say) New-year's Day and Ascension-day, and likewise Three Days at each of the Feasts of Christmas, Easter, and Whitsuntide; and that the Parents and Relations of the said poor Persons shall and may have free Access to them, except when they are at Work or at their Meals; any Thing in this Act contained to the contrary thereof notwithstanding.

Poor not obliged to work more than 10 Hours a Day, etc.

And be it further enacted, That if any poor Person maintained and relieved in the said House or Houses shall be guilty of profane Cursing or Swearing, or of any lewd, indecent, or disorderly Behaviour, or shall neglect or refuse to perform the Work or Service which he, she, or they shall be required to do, or shall be remiss therein, (such Work or Service being suited to his, her, or their Age, Strength, and Ability), every such Offender, if a Child under the Age of Twelve Years, shall and may be

How the Poor may be punished for indecent Behaviour, etc.

punished by moderate Correction, or a Regulation of Diet, or Distinction in Dress; or if such Offender shall be above the Age of Twelve Years, then either by Regulation of Diet, Distinction in Dress, or by being set in the Stocks (to be provided for that Purpose) for any Space not exceeding Twenty-four Hours; such Punishments to be inflicted by Order of the major Part of the said Director or Directors and acting Guardians present at the weekly Meetings.

or for purloining Apparel, etc. belonging to the Corporation.

And be it further enacted, That the Apparel of the Poor who shall be maintained by the said Guardians shall be, remain, and continue, and be deemed and taken to be, the Property of the said Corporation; and in case any of the Poor maintained by the said Guardians shall purloin, sell, or pawn, any of the Materials or Implements of Work intrusted to them and belonging to the said Corporation, or shall sell or pawn any of the Apparel with which they shall be clothed at the Expence of the said Corporation, upon Complaint being made thereof before any Justice of the Peace for the said County, by any of the said Guardians, or by the said Governor or Steward for the Time being, such Justice of the Peace is hereby required to issue a Warrant for the apprehending such Offender, and for his or her First Offence to order the Person so apprehended, being convicted thereof, before such Justice of the Peace, on the Oath of One or more credible Witnesses or Witnessess, (which Oath such Justice is hereby impowered and required to administer), or on his or her own Confession, to be committed to a House of Correction in and for the said County of Suffolk, and there to be kept to hard Labour, for any Term not exceeding Seven Days; and for his or her Second and every other Offence to be sent to a House of Correction, and there, if a Man, to be publicly whipped, and if a Woman, to be committed and kept at hard Labour for the Term of Fourteen Days, and then to be discharged from the said House of Correction.

Persons buying, etc. any Clothes, or Materials, belonging to the Corporation,

And be it further enacted, That if any Person or Persons shall knowingly buy, receive into pawn, or secrete, any of the Clothes or Wearing-apparel of any of the

poor

poor Persons, who shall at any Time be received into and maintained in the said House or Houses to be erected or purchased by virtue of this Act, or any of the Goods, Materials, or Implements of Work, carried into the said House or Houses, to be wrought up, manufactured, or used by the Poor there, or any of the Goods and Furniture of the said House or Houses, or shall buy or receive any the Provisions allotted to or provided for the Poor in the said House or Houses; every Person so offending to forfeit *5 l.* shall forfeit, for every such Offence, any Sum not exceeding Five Pounds upon Conviction, by the Oath of One or more credible Witnesses or Witnesses, before any One or more Justice or Justices of the Peace for the said County (which Oath such Justice or Justices is and are hereby impowered and required to administer); which Penalty shall be levied, by Warrant under the Hand and Seal or Hands and Seals of the said Justice or Justices, by Distress and Sale of the Goods and Chattels of the Offender; One Moiety of the said Penalty to be paid to the Informer, and the other Moiety to the Treasurer aforesaid, to be made Part of the common Stock of the said Corporation, and applied for the Purposes of this Act; and if no Goods or Chattels can be found whereon to make such Distress, or that the said Penalty shall not be forthwith paid, then and in such Case such Justice or Justices shall and may commit such Offender or Offenders to a House of Correction in and for the said County of Suffolk, there to be kept to hard Labour for any Time not exceeding Three Calendar Months.

And be it further enacted by the Authority aforesaid, That in all Cases where One or more Justice or Justices is or are impowered by the Laws now in being to proceed on the Complaint of the Churchwardens and Overseers of the Poor of any Parish or Parishes, Place or Places, or of any of them, it shall and may be lawful for such Justice or Justices of the Peace, and he and they is and are hereby required to proceed on the Complaint of any of the said Directors or acting Guardians, or of the said Governor or Steward for the Time being, in such and the like Manner, to all Intents and Purposes,

as

or be committed.

Justices to proceed on the Complaint of the Directors, etc.

as if such Complaint had been made by such Churchwardens and Overseers, or any of them.

Fines and Forfeitures how to be applied.

And be it enacted by the Authority aforesaid, That all Fines and Forfeitures arising from any Offences committed within the said Hundred, where the Whole, or any Part thereof, is given to the Poor of any Parish, or for any Offence against this Act (the Application whereof is not by this Act otherwise particularly directed) shall be paid to the Treasurer of the said Guardians, to the Use of the Poor of such House or Houses.

Expences of this Act how to be paid, etc.

And be it enacted, That the Charges and Expences of procuring and passing this Act shall be paid out of the First Monies to be raised or borrowed by virtue of this Act; and the said Guardians, Directors, and acting Guardians shall, at their first Meeting, and every other subsequent Meeting, defray their own Charges and Expences.

Matters in Question how to be determined.

And be it further enacted by the Authority aforesaid, That at the said first, and all and every subsequent Meetings of the said Guardians, or any Committees of the said Guardians, or any of them, and all Meetings of the said Directors and acting Guardians, all Questions, Acts, and Matters, which shall not be directed by this Act to be determined by Ballot, or agreed to be so determined by such Directors and Guardians, shall be determined by the Majority of the Directors and Guardians then present and acting; and in case of an Equality of Votes the Chairman at all such Meetings shall have the casting Vote.

Penalty on conveying Spirituous Liquors into the Poor's House.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall convey any Spirituous or strong Liquors into any House or Houses to be erected by virtue of this Act, it shall and may be lawful for the Governor or Steward, or any other Person employed by the said Directors and acting Guardians, to apprehend such Person or Persons by Authority of this Act, and without any other Warrant, and to carry such Person or Persons before any Justice of the Peace for the said County of Suffolk; and such Justice is hereby impowered to hear and determine such Offence in a summary

mary May; and if such Person or Persons shall be convicted upon the Oath of any One credible Witness or otherwise, (which Oath such Justice is hereby impowered to administer), such Justice shall commit such Offender or Offenders, to a House of Correction in and for the County of Suffolk, there to be kept in Custody for any Time not exceeding One Month without Bail or Mainprize, unless such Offenders respectively shall immediately pay down such Sum or Sums of Money, not exceeding Forty Shillings, as the said Justice shall impose upon such Offender or Offenders as a Fine; and One Moiety of all such Fines shall be paid to the Use of the Informer, and the other Moiety to the Use of the Poor which shall be within the said House or Houses to be erected by virtue of this Act.

And be it further enacted by the Authority aforesaid, That any Warrant or Warrants issued by any Justice or Justices of the Peace, which any ways relate to the Poor within the said Hundred, or to the Execution of this Act, may be directed to the said Governor or Steward for the Time being of the said House or Houses, as well as to the Constable or other Peace Officer of any Parish, Hamlet, or Place, where the same is to be executed; and such Governor or Steward is hereby authorized and required to execute all such Warrants, and all Persons are hereby required to be aiding and assisting to the said Governor or Steward in the Execution thereof, in the same Manner as if such Warrants had been directed to and executed by any Constable, or other Peace Officer whatsoever.

Governor may execute Warrants relating to the Poor.

And be it further enacted by the Authority aforesaid, That no Order made touching or concerning any of the Matters aforesaid, or any other Proceedings to be had touching the Conviction or Convictions of any Offender or Offenders against this Act, shall be quashed for Want of Form, or removed or removeable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at Westminster; and that where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress

Proceedings not to be quashed for Want of Form, nor removeable into any Court of Record.

itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties be deemed a Trespasser or Trespassers ab initio on account of any Irregularity which shall be afterwards done by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage (if any) in an Action upon the Case; but no Plaintiff or Plaintiffs shall recover in any Action for such Irregularity as aforesaid, if Tender of sufficient Amends hath been made, by or on Behalf of the Party distraining, before such Action shall be brought.

Exning and New-market not deemed within the Hundred of Stow.

Provided always, and be it further enacted, That the Parishes of Exning otherwise Ixning and Newmarket, or any Part or Parts of them, or either of them, shall not be deemed to be within the said Hundred of Stow for any of the Purposes of this Act.

Limitation of Actions.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act, the same shall be commenced within Six Calendar Months next after the Fact committed, and not afterwards, and shall be laid and brought in the County of Suffolk, and not elsewhere; and the Defendant or Defendants in such Action or Suit shall and may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act: And if it shall appear so to be done, or that such Action or Suit shall be commenced after the Time before limited for bringing the same, or shall be brought in any other County or Place, that then the Jury shall find for the Defendant or Defendants; and upon a Verdict for the Defendant, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if, upon a Demurrer,

General Issue.

Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and have the like Remedy for the same Treble Costs; as any Defendant or Defendants hath or have in other Cases by Law.

And be it further enacted by the Authority aforesaid, Publick Act: That this Act shall be deemed and taken to be a publick Act; and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.

F I N I S.



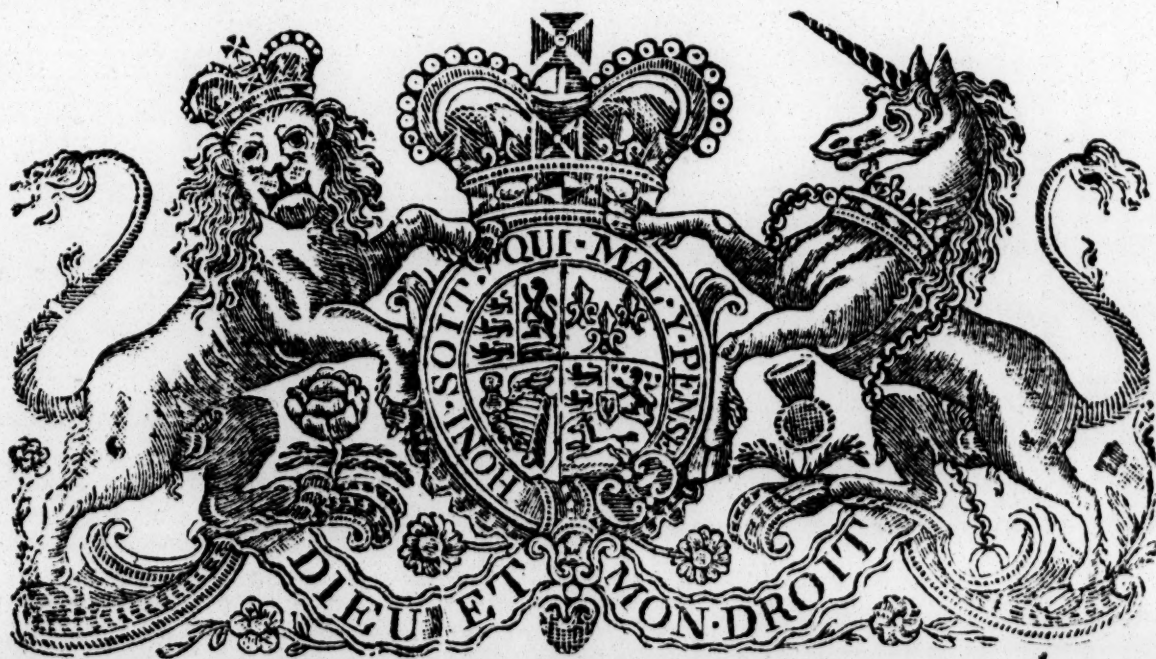
ANNO REGNI
GEORGI II III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXXVI.

An Act for the more easy and speedy Recovery
of Small Debts, within the *Isle of Ely*, in
the County of *Cambridge*.



W H E R E A S several extensive Branches Preamble.
of Trade and Business are carried on in
the Isle of Ely, in the County of Cam-
bridge, and many ill-disposed Persons,
within the said Isle, do contract small
Debts, and although able, refuse to pay
the same, presuming on the Discouragement which Cre-
ditors lie under, from proceeding for the Recovery of
such Debts by the present Forms of Law, on account of
the great Expences and Delays which attend the same :
And whereas such Debts, so contracted within the Isle of
Ely, cannot be sued for or recovered in the County
Court belonging to the County of Cambridge : And
whereas an easy and speedy Method of recovering Small
Debts, within the said Isle, will greatly tend to pro-
mote Industry, and support and encourage useful Credit
therein ; may it therefore please Your Majesty that it

Commission-
ers Names.

may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Honourable Charles Hervey D. D. Sir Henry Peyton Baronet, Sir Philip Vavazor Knight, John Warren D. D. Richard Colvile, Francis Dixon, John Drage, John Goddard, Charles Gould, John Gardner, Marriot Gardner, Aungier Peacocke, John Waddington, Robert Walsham, George Waddington, Esquires; James Bentham, William Cole, John Dickinson, William Holden, Abraham Jobson, and David Wray, Clerks; Oglethorpe Wainman M. D. James Addington, William Ainger, Joseph Brown Allen, John Argles, Thomas Arks, James Aveling, William Aveling, Francis Bagge, John Bateman, James Bellamy, Robert Bellamy, Richard Bevill, Thomas Bleckley, Thomas Boyce, Charles Boyce, James Boyce, Lodowick Boyce, Abraham Briggs, Joseph Briggs, Matthew Brackenbury, James Bradley, William Brown, Richard Burrbridge, John Cain, Bennet Clare, Thomas Chapman, Robert Cheesewright, David Cowherd, Thomas Elsome, Richard Emotson, Thomas Fawcett, Charles Freeman, William Frusher, Robert Garnham, Cook Gallaway, Stephen Gilder, John Glenton, Thomas Gotobed, Robert Grimditch, David Grounds, Thomas Ground, John Ground, Joseph Hancock, John Hancock, Thomas Hammond junior, Thomas Hanson, John Harrison, Robert Hardwicke, John Harlock, Henry Haynes, Robert Hemmant, William Hill, George Hutcheffon, John Ibbott, Joseph Jaques, Robert Kilby, Samuel Kempton, Robert Hutcheffon Lewin, Thomas Life, Josiah King Life, William Livermore, William Long, John Lowden, John Luff, Hugh Maplesden, Henry Lawrence Maydwell, William Martin, Isaac Meers, Gilbert Miller, Henry Morley, Thomas Moss, John Murkins, Robert Muriel, John Mayer, Thomas Newman, Thomas Page, Jonathan Peckover, Francis Philips, Henry Poole, Thomas Poole, William Plummer, John Ratcliffe, William Rayner, John Rayner, Joseph Read, James Robinson, William Russel, William Setchfield, Thomas Shephard, William Shepherd, John Shuker, William

liam Skrimshire, Thomas Skeels, William Smalley, Thomas Smith of Wisbech, Thomas Smith of Chatteris, James Smith, Thomas Southa, Nathan Spooner, Luke Staples, Robert Stevens, John Stona, George Swaine, John Thompson, William Thorpe, Thomas Thorburn, John Tubbs, Jonathan Ufill, Robert Wensley, Henry Waddelow, John Walsham, Robert Ward, Love Ward, John Wilkinson, Thomas Wilson, William Wilson, John Wing, William Witton, Walker Wraight, Walker Wraight junior, John Wing junior, John Wyer, John Yorke, and John Yardy junior, shall be, and they are hereby declared, constituted, and appointed, Commissioners to hear and determine all such Causes and Matters of Debt as are herein-after mentioned; and such Commissioners, and their Successors, are hereby constituted a Court of Justice, by the Name and Style of The Court of Requests for the *Isle of Ely*, in the County of *Cambridge*.

Commissioners constituted a Court.

And be it further enacted, That the said Isle of Ely, for the better answering the Purposes of this Act, shall be divided into four separate Divisions; the First to contain the Hundred of Ely, and the South Part of the Hundred of Witchford, in the said Isle; the Second to contain the Hundred of Wisbech, in the said Isle; the Third to contain the Liberties of Whittlesey and Thorney, in the North Part of the said Hundred of Witchford; and the Fourth to contain the Remainder of the said North Part of the said Hundred of Witchford: And that the said Commissioners, or any Three or more of them, shall, and are hereby authorized and required to meet, assemble, and hold the said Court, in and for the said several Divisions, at such Places, on such Days, and in such Manner, as are herein-after mentioned; (that is to say) The Court for the said First Division, at the Place commonly called The Shire-house, or some other convenient Place in the Town of Ely, on the First Friday in June next after the passing of this Act, and afterwards on the First Friday in every Month; the Court for the Second Division, at the Place commonly called The Shire-house, or some other convenient Place in the Town of Wisbech Saint Peter's, in the said Isle of Ely,

The Isle divided into Four Divisions.

Where the Court shall be held for the respective Divisions.

Ely, on the Second Friday in June next after the passing of this Act, and afterwards on the Second Friday in every Month; the Court for the Third Division, at the Town of Whittlesey aforesaid, on the Third Friday in June next after the passing of this Act, and afterwards on the Third Friday in every Month; and the Court for the Fourth Division, at the Place commonly called The Guildhall, or some other convenient Place, in the Town of March in the said Isle of Ely, on the Fourth Friday in June next after the passing of this Act; and at some convenient Place in the Town of Chatteris, in the said Isle, on the Fourth Friday in July next after the passing of this Act, and afterwards on the Fourth Friday in every Month, at some convenient Places in the respective Towns of March and Chatteris aforesaid, alternately; provided that no Court shall be holden on Good Friday, or on Christmas-day when Christmas-day shall fall on a Friday; in either of which Cases the Court shall be holden on the next preceding Day.

If no Cause shall be heard within the Third or Fourth Divisions within One Year, such Divisions respectively shall be deemed to be in the Second Division.

Provided also, and be it enacted, That if it shall happen, at any Time after the passing of this Act, that no Cause or Matter of Debt shall be heard and determined within the said Third and Fourth Divisions, or either of them, for the Space of One whole Year, then the Parishes and Hamlets within such of those Divisions, where no Cause or Matter of Debt shall have been heard and determined for the Space of One Year as aforesaid, shall at all Times from thenceforth be deemed and taken to lie and be in the said Second Division, as if the same had been originally named in this Act as Part or Parcel of such Second Division; and that the said Commissioners, and their Officers and Servants, within the said Second Division, shall for ever thereafter be, and are hereby vested with the same Powers and Authorities, respecting all Causes and Matters of Debt arising in such Parishes and Hamlets, or any of them, where no such Cause or Matter of Debt shall have been heard and determined for the Space of One Year as aforesaid, as if such Parishes and Hamlets had been originally included in the said Second Division; any Thing in

in this Act contained to the contrary thereof in any wise notwithstanding.

Provided also, That in case Three or more of the said Commissioners appointed, or to be appointed, by virtue of this Act, shall neglect or refuse to assemble, on any of the Days appointed for holding the said Court, then it shall and may be lawful to and for the Clerk or Clerks of the said Court, or his or their Deputy or Deputies for the Time being, to adjourn the said Court to some other convenient Day, within Four Weeks from the Day on which the said Court ought to have been holden, or until the next General Court Day to be holden in Rotation as aforesaid.

If Three Commissioners shall not assemble, the Clerk may adjourn the Court.

And be it enacted by the Authority aforesaid, That the said Commissioners and their Successors, to be chosen as herein-after is mentioned, or any Three or more of them, shall have full Power and Authority, by virtue of this Act, to hear and determine all such Causes and Matters of Debt as shall be brought before them, in Manner as hereafter is mentioned, and to give such Judgements, and make such interlocutory and final Orders and Decrees therein, and to award such Execution thereupon, with Costs, both against the Bodies and the Goods and Chattels of all and every the Person and Persons against whom they shall give or make any such Judgement, Order, or Decree, as to them shall seem just, and most agreeable to Equity and good Conscience.

Power of the Commissioners.

And be it further enacted by the Authority aforesaid, That in case any of the said Commissioners, or their Successors to be chosen in Manner hereafter mentioned, shall neglect to act in the Execution hereof, for the Space of Twelve Calendar Months together, or shall refuse to act, or shall die, then, and in any of these Cases, it shall and may be lawful to and for the said Commissioners, and their Successors to be chosen as herein-after mentioned, or any Eleven or more of them, to meet and assemble together, at any Time after such Death, Refusal, or Neglect to act, for the Division or Divisions in or nearest which such Commissioner or Commissioners so dying, refusing,

When Commissioners die, or refuse to act, new ones to be chosen.

refusing, or neglecting to act as aforesaid resided, and to elect and appoint, out of such Division or Divisions, as they shall think proper, One or more Commissioner or Commissioners, in the Place of the Commissioner or Commissioners so dying, refusing, or neglecting to act; and that every such Commissioner so elected and appointed shall be, and is hereby vested with the same Powers and Authorities to act in the Execution hereof, as if he or they had been particularly named in this Act.

Directions for
appointing
Clerks and
Serjeants.

And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or any Eleven or more of them, at the First respective Meetings to be holden next after the passing of this Act, for the said respective Divisions, to nominate and appoint a Clerk and Serjeant of the said Court of Requests in each Division, during their respective good Behaviours; and that whenever it shall happen that the Place of Clerk or Serjeant of the said Court shall become vacant, by Death, Resignation, Misbehaviour, or otherwise, the Commissioners for the Time being, or any Eleven or more of them, shall meet, as soon as conveniently may be after such Vacancy shall happen, and the Majority of the Commissioners so met shall be, and they are hereby authorised and required to chuse and appoint another Clerk or Serjeant for the Division where such Vacancy shall happen, during his good Behaviour; provided that no Person shall be capable of acting as Principal, or Deputy Clerk or Serjeant, for any of the said Divisions, unless he be actually a Resident or Inhabitant of the Towns, or One of them, at which the Court for such Division is appointed to be holden; and that no Commissioner, or any Person or Persons who shall keep any Victualling-house, Ale-house, or other House of publick Entertainment, or who shall sell any Wine, Cyder, Beer, Ale, Spirituous or other Strong Liquor by Retail, shall be capable of holding the Office of Clerk, or any other Place of Profit belonging to the said Court.

Victuallers,
etc. not to
hold any Place
of Profit.

Clerk to fix up
Lists of Com-
missioners in
the Court-
house;

And be it further enacted by the Authority aforesaid, That the Clerks within the said respective Divisions, to be chosen and appointed as aforesaid, or his or their lawful

Deputy

Deputy or Deputies shall, from Time to Time, make and cause to be fixed up in some convenient Part of each of the Houses where the said Courts are to be holden, fair and complete Lists in Writing of the Commissioners herein named and appointed, or to be elected and appointed as aforesaid; and shall also, and are hereby authorised and required to issue, or cause to be issued out, all Summonses, Attachments, Warrants, Subpoenas, and Precepts, and to enter and register, or cause to be entered and registered, all the Acts and Proceedings of the said Court, within their respective Divisions, in proper Books to be provided by them, and kept for that Purpose: And that the Serjeants for the Time being, or their lawful Deputies, shall be, and are hereby impowered and required to serve and execute, or cause to be served and executed, all such Summonses, Orders, Attachments, Warrants, Subpoenas, Executions, and Precepts as aforesaid, within their respective Divisions, and to do and perform all such other Acts, Matters, and Things, as are herein directed to be done by them.

and to issue
Summonses,
and register
Orders, etc.

Serjeants to
serve Precepts.

And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, it shall and may be lawful to and for all and every Person and Persons whatsoever, who now hath or have, or hereafter shall have, any Debt or Debts, not amounting to the Sum of Forty Shillings, due or owing to him, her, or them, in his, her, or their own Right, or as Executor, Administrator, Guardian, or Trustee, by or from any other Person or Persons whatsoever, inhabiting or residing within the said Isle of Ely, or trading or dealing, or seeking a Livelihood therein, or at any Time or Times frequenting or resorting to any of the Towns within the said Isle, to apply to the Clerks of the said Court, within their respective Divisions, or their respective Deputies for the Time being, who shall immediately make an Entry in their Books of the Causes, in their respective Divisions, expressing the Names of the Parties, and the Sums demanded; and shall thereupon make out and deliver a Summons, in Writing, under their respective Hands, directed to such Debtor or Debtors, expres-

Persons may
sue for Debts
under 40 s.

How Officers
are to proceed.

ling the Sum demanded of him, her, or them, and the Name or Names of the Party or Parties demanding the same, thereby requiring and commanding such Debtor or Debtors to appear, at a certain Time and Place, before the Commissioners of the said Court, in and for such Division where such Debtor or Debtors shall inhabit or reside, trade, or resort, to answer concerning such Demands; and the Serjeant or Serjeants of the said Court shall forthwith serve, or cause such Summons to be served on such Debtor or Debtors, either personally, or by leaving the same at the Dwelling-house or Place of Abode, Lodging, Shop, Shed, Stall, Stand, or other Place of dealing or trading, of such Debtor or Debtors, within the said Isle of Ely; and that the said Commissioners assembled in Court, or the major Part of them so assembled, shall, upon Proof made of the Service of such Summons, have full Power and Authority, by virtue of this Act, to make due Enquiry concerning such Demands, and to pronounce and give such final Sentence or Judgement, and to make such interlocutory or final Orders and Decrees therein, as to them shall seem most just and equitable.

Commissioners may regulate Proceedings;

And, for the better regulating the Proceedings of the said Court, and rendering the Act effectual for the Purposes thereof, be it enacted by the Authority aforesaid, That the Commissioners for the Time being, or any Five or more of them, being a Majority of the said Commissioners assembled in Court as aforesaid, shall have full Power and Authority by virtue of this Act, from Time to Time, and as often as they shall see Occasion, at any of the said Courts, to make such Rules or Orders, for the better regulating of the Practice of the said Courts, as to them shall seem necessary, and conducive to the Purposes of this Act, so as they shall be consistent with Equity, and do not tend to lessen, abridge, or alter, the Fees herein-after allowed by this Act to be taken by the respective Clerks, Serjeants, or Officers, of the said Courts for the Time being, or to the Exercise of any Jurisdiction inconsistent with the true Intent and Meaning of this Act, and do relate to the Process, Practice, and Method of Proceeding of and in the said Courts

only; which said Rules and Orders shall be kept and observed by the said Commissioners, and the Officers and Suitors of the said Courts.

And, for the better Discovery of the Truth, and more solemn Determination of all Causes and Matters which shall be depending in the said Court; be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Commissioners, or any Three or more of them in Court assembled, and they are hereby impowered to administer, or cause to be administered, an Oath to the Plaintiff or Plaintiffs, Defendant or Defendants, and to such Witnesses or Witnesses as shall be produced by either Party, and also to all or any of the Officers of the said Court, and to any other Person or Persons whatsoever, whose Evidence shall, to the said Commissioners, or the major Part of them assembled at such Court, appear necessary.

and administer
Oaths.

And be it further enacted by the Authority aforesaid, That if any Debtor or Debtors, who shall have been duly summoned as aforesaid, shall, without some good Cause, to be allowed by the said Court before whom he, she, or they shall be summoned, refuse or neglect to appear in the said Court at the Time mentioned in the said Summons, then it shall and may be lawful to and for the said Commissioners assembled in Court, or the major Part of them so assembled, upon Proof being made upon Oath of the Service of the said Summons in Manner before directed, to proceed to hear the Cause on the Part of the Plaintiff or Plaintiffs only, and to make such Order, Decree, or Judgement therein, and to award such Costs of Suit, as to them shall seem meet; and that if, upon the Day of the Return of the Summons, or at any Continuation or Adjournment of the said Court, the Plaintiff or Plaintiffs shall not appear, or appearing shall not make Proof upon Oath of his, her, or their Debt or Debts, to the Satisfaction of the said Court, it shall and may be lawful to and for the said Commissioners assembled in Court, or the Majority of them so assembled, to award to the Defendant or Defendants reasonable Costs, and to order and compel the Plaintiff

On Non-ap-
pearance of
Defendant,
Commission-
ers may pro-
ceed *ex parte*;

and on Non-
appearance or
Non-suit of
Plaintiff, may
award Costs.

Plaintiff or Plaintiffs to pay the same, by such Ways and Means as are herein provided for the enforcing of the Payment of the Debts and Costs ordered and decreed by the said Court to be paid.

Commission-
ers may award
Execution ;

And be it further enacted by the Authority aforesaid, That in any Case where the said Commissioners assembled in Court, or the Majority of them so assembled, shall have made any Order or Decree for the Payment of Money, it shall and may be lawful to and for the said Commissioners assembled in Court, or the major Part of them so assembled, to award Execution, either against the Body or Goods of the said Party or Parties against whom such Order or Decree shall be made ; and thereupon it shall and may be lawful to and for the said Clerk of the said Court, for the Division where such Order or Decree shall be made, at the Request of the Party or Parties prosecuting such Order or Decree, to issue a Precept, under his Hand and Seal, to any Serjeant or Serjeants of the said Court ; who, by virtue of any such Precept issued upon the Execution awarded against the Body or Bodies of such Party or Parties, shall and may, and is hereby impowered and required to take and apprehend, or cause to be taken and apprehended, such Party or Parties, being within the said Isle of Ely, and to convey him, her, or them, to the Common Gaol or House of Correction, within the said Isle of Ely, in or nearest to the Division where such Party or Parties shall be taken, there to remain until he, she, or they, shall perform and obey such Order, Decree, or Judgement, so as no Person shall remain in Confinement for any longer Space or Time than Three Calendar Months upon any such Execution ; and such Serjeant or Serjeants, by virtue of any such Precept issued upon the Execution awarded against the Goods of such Party or Parties, shall and may, and is and are hereby impowered and required to levy, by Distress and Sale of the Goods of such Party or Parties, being within the said Isle of Ely, such Sum and Sums of Money, and Costs, as shall be so ordered and decreed ; and if the Party or Parties against whose Body or Goods such Execution shall be awarded, and

and commit
the Party.

such Process issue thereupon, shall, by absconding, or by secreting or removing his, her, or their Goods, or by any other Means, prevent or evade the Service or Effect of any such Execution, it shall and may be lawful to and for the said Commissioners assembled in Court, or the major Part so assembled, upon due Proof thereof made before them, by the Oath of such Serjeant or Serjeants, or One or more credible Witnesses or Witnesses, at their Discretion, to award Execution, either against the Body or Goods of such Party or Parties, and Process shall issue thereupon, and be executed by the respective Serjeants, in Manner aforesaid, until the Party or Parties, at whose Suit such Execution shall be issued, shall be fully paid and satisfied: And that in case the said Commissioners shall at any Time, upon the Request, and for the Ease and Convenience of the Defendant or Defendants, order and decree the Debt due to the Plaintiff or Plaintiffs to be paid at several Payments, then, upon the First Default or Failure of any of the said Payments so ordered and decreed, the said Commissioners assembled in Court, or the major Part of them so assembled, shall and may, at the Instance of the Plaintiff or Plaintiffs, and upon due Proof of the said Default or Failure, award Execution for the whole Debt, or such Part thereof as shall then remain unpaid, together with such further Costs as to them shall seem reasonable, to be recovered by the same Ways and Means as are herein-before provided for the recovering of the Debt and Costs first ordered or decreed to be paid; the former Order, Decree, or Judgement, to the contrary notwithstanding.

When Debts are ordered to be paid at several Times, Commissioners may award Execution upon the First Default of Payment.

And be it further enacted by the Authority aforesaid, That every Precept to be issued upon any Execution awarded against the Body or Goods of any Person or Persons whatsoever, the Clerk of the said Court who shall issue the same, shall indorse, or cause to be indorsed, the Sum or Sums of Money, and Costs, ordered and decreed to be paid; and if the Party or Parties, against whom such Execution shall be awarded, shall, before any actual Sale of his, her, or their Goods, or before

On Execution, Clerk to indorse the Debt and Costs.

In what Cases Executions shall be superseded.

he, she, or they, shall be apprehended, or before the Expiration of his, her, or their Imprisonment, pay, or cause to be paid, or tendered, unto the Clerk of the Court who shall issue such Precept, such Sum or Sums of Money, and Costs, together with One Shilling as a Reward for his Trouble in receiving and paying over such Debt and Costs to the Plaintiff or Plaintiffs, and entering Acknowledgement of Satisfaction in the Book or Register of the said Court, where such Order or Decree shall be made, for such Debt and Costs, and also the Sum of Two Shillings and Sixpence for Gaol Fees, in case such Party or Parties shall have been committed to Prison, then, and in any of such Cases, the Execution shall be superseded, and the Body or Bodies, and Goods, of such Party or Parties, shall be discharged and set at Liberty.

Serjeants wilfully suffering an Escape, or Goods to be removed, to pay Debt and Costs.

And be it further enacted by the Authority aforesaid, That if the Serjeant of the said Court, in any of the said Divisions, who shall be employed to serve or levy any Execution, shall, by wilful Connivance or Neglect, cause or suffer the Party, against whom such Execution shall be awarded, to escape or abscond, or the Goods of such Party or Parties to be carried away or secreted, so as such Execution shall not have its due Effect, it shall and may be lawful to and for the said Commissioners, assembled in Court, or the Majority of them so assembled, upon Complaint and due Proof made, upon the Oath of One or more credible Witnesses or Witnessess, to order such Serjeant to pay the Sum or Sums of Money, for which the said Execution was awarded, to the Party complaining, and to enforce the Payment thereof by the same Ways and Means as are herein provided for the Recovery of other Debts.

Qualification of future Commissioners.

Provided always, and be it enacted by the Authority aforesaid, That no Person shall be capable of acting as a Commissioner in the Execution of this Act, (except the Commissioners herein-before named and appointed) unless he be actually seised or possessed, in his own Right, or in the Right of his Wife, of Thirty Pounds per Annum in real Estate; or of Six hundred Pounds in personal

personal Estate; nor shall any Person be capable of acting as a Commissioner in the Execution of this Act during such Time as he shall keep any Victualling-house, Ale-house, or other House of publick Entertainment, or (except in the Choice of Clerks of the said Court, at the first Meetings to be holden for the respective Divisions) until he shall have taken an Oath, or (being of the People called Quakers) made an Affirmation, to the Effect following:

I *A. B.* do swear, (or affirm), That I will faithfully, impartially, and honestly, according to the best of my Judgement, hear and determine all such Matters and Causes as shall be brought before me, by virtue of an Act of Parliament *for the more easy and speedy Recovery of Small Debts within the Isle of Ely, in the County of Cambridge*, without Favour, Affection, or Prejudice, to either Party.

Commissioners Oath.

Which Oath the Clerks of the said Court, within their respective Divisions, or any of the Commissioners who shall have taken such Oath, is and are hereby impowered and required to administer in open Court; and a Memorial thereof shall be entered by the said Clerks, in the Books to be kept for entering the Acts and Proceedings of the said Court: And that any Person or Persons presuming to act as a Commissioner, being disqualified, or not having such Qualification as aforesaid, shall, for every Time he shall so act, forfeit and pay the Sum of Fifty Pounds, to any Person who shall sue for the same, in any of His Majesty's Courts of Record, or in the Court of Pleas of the Royal Franchise in the said Isle of Ely, wherein no Essoin, Protection, Privilege, Waiver of Law, or more than One Imparlance, shall be allowed; and the Person prosecuted shall prove that he is qualified as aforesaid, or otherwise shall pay the said Sum of Fifty Pounds, without any other Proof on the Part of the Prosecutor, than that such Person acted as a Commissioner in the Execution of this Act.

Memorial thereof to be registered.

Any Person acting as Commissioner, not being duly qualified, shall forfeit 50*l*.

And be it further enacted, That no Attorney at Law or Solicitor, of any Court whatsoever, shall be allowed to plead or maintain any Privilege against the Process, Authority,

No Attorney, &c. to plead, or have Privilege, in the Court.

Authority, Jurisdiction, or Judgement of the said Court of Requests, or be admitted to appear in the said Court of Requests as an Attorney or Advocate in Behalf of any Plaintiff or Defendant.

And be it further enacted by the Authority aforesaid, That the several Fees herein-after limited and expressed, and no other, shall be taken by the respective Clerks and Serjeants of the said Court of Requests, for the Time being, in their said several Divisions, for their several and respective Services in the Execution of this Act; (that is to say)

Table of
Fees:

To the CLERKS.

For entering every Cause, Sixpence :
 For issuing every Summons, Sixpence :
 For every Subpœna, Sixpence :
 For calling every Plaintiff or Defendant before the Court,
 Three-pence :
 For every Hearing or Trial, Sixpence :
 For swearing every Witness, Plaintiff, or Defendant,
 Three-pence :
 For every Order, Judgement, or Decree, Sixpence :
 For a Nonsuit, Sixpence :
 For every Search in the Books, Three-pence :
 For paying Money into Court, Sixpence :
 —If by Instalments, Sixpence in the Pound more :
 For taking Money out of Court, and acknowledging Satisfaction in the Clerk's Book, Sixpence :
 For every Attachment, Sixpence :
 For every Execution, Sixpence :
 For every Warrant of Commitment for any Insult or Misbehaviour in Court, or to the Commissioners, Clerks, or Officers of the Court, One Shilling.

To the SERJEANTS.

For the Service of every Summons, Order, or Subpœna, if within One Mile of the Cathedral Church of *Ely*, or within One Mile of the respective Parish Churches of *Wisbech Saint Peter's* and *Chatteris*, or within One Mile

Mile of the respective Market-places of *Whittlesey* and *March*, and attending the Court with the Return thereof, Sixpence :

— If beyond that Distance from any of the said respective Places, Nine-pence for every Mile :

For calling every Plaintiff or Defendant before the Court, One Penny :

For executing every Attachment, Execution or Warrant, against the Body or Goods, One Shilling :

— If within One Mile of the Cathedral Church of *Ely*, or within One Mile of the respective Parish Churches of *Wisbech Saint Peter's* and *Chatteris*, or within One Mile of the respective Market-places of *Whittlesey* and *March*, Sixpence :

— If beyond that Distance from any of the said respective Places, Nine-pence for every Mile :

For carrying every Plaintiff, Defendant, or Delinquent to Prison, Sixpence for every Mile :

A Table of which Fees shall, from Time to Time, be hung up, by the Clerks of the said Court, within their respective Divisions, in some conspicuous Part or Parts of the several Places where the said Commissioners shall meet for the Purposes of this Act, so that all Persons who shall attend the said Court may see and read the same.

To be hung up in the Court-house.

And be it further enacted by the Authority aforesaid, That if any of the Clerks or Serjeants of the said Court, for the Time being, or any of their Deputy or Deputies, or other Person or Persons employed by or under them or any of them, shall take or demand any greater or other Fees or Reward than what are herein-before mentioned, for his or their Services in the Execution of this Act, he and they shall, for every such Offence, forfeit and pay such Fine, not exceeding the Sum of Forty Shillings, nor less than Ten Shillings, as the said Commissioners, or any Seven or more of them, or the Majority of them assembled in Court, shall assess and impose, to be levied (if not immediately paid on Demand) by Distress and Sale of the Offender's Goods, by Warrant under the

Penalty on Officers taking greater Fees.

Clerk and
Serjeants may
be displaced
for Misbeha-
viour.

Hands and Seals of the said Commissioners, or any Three or more of them, and to be applied to the Use of the Poor of the Parish where the Offence shall be committed; and that if, upon Complaint made by any Person or Persons upon Oath, in open Court, against any Clerk or Serjeant appointed, or to be appointed, by virtue of this Act, for taking or demanding greater Fees than as above mentioned, or for any Misbehaviour whatsoever in the Execution of his Office, it shall appear to the Commissioners then sitting in Court, or the major Part of them, that such Complaint is well founded, then such Commissioners, or the major Part of them so sitting in Court as aforesaid, shall, and they are hereby directed and required to cause the whole Number of Commissioners to be summoned, by an Advertisement to be inserted in some publick Newspaper usually circulated within the Isle of Ely, to meet at some convenient Time and Place, within the Division for which such Clerk or Serjeant shall be appointed as aforesaid, to examine into the Merits of such Complaint; and if it shall appear to the Commissioners then present, or the major Part of them, not being less than Eleven in Number, that such Clerk or Serjeant hath been guilty of any such Misbehaviour as aforesaid, it shall and may be lawful to and for such Commissioners, or the major Part of them so assembled, to dismiss or remove such Clerk or Serjeant from his said Office, and appoint another in his Room.

No Commis-
sioner, etc. to
act where in-
terested.

And be it further enacted by the Authority aforesaid, That no Commissioner shall sit or give Judgement in any Cause depending in the said Court wherein he is a Party, or any Way interested; but that every Commissioner who shall be a Party to, or interested in, any such Cause, after being heard therein, shall withdraw till the same is finally determined; and that no Clerk or Serjeant of the said Court, who shall be a Party to, or interested in, any Cause depending in the said Court, shall exercise his said Office in such Cause, or in any Thing relating thereto, but the said Commissioners assembled in Court, or the major Part of them so assembled, shall and may depute and appoint another Person to

to exercise the Office of Clerk or Serjeant respectively in all Things relative to such Cause.

And, for the better enforcing the Orders and Decrees to be made by the said Commissioners, and that the said Commissioners, and the Clerks and Officers of the said Court, may be invested with proper Power and Authority, and be free and exempt from Insult and Abuse; be it enacted by the Authority aforesaid, That if any Person or Persons shall affront, insult, or abuse, all or any of the Commissioners, Clerks, or Officers of the said Court for the Time being, during their sitting in the said Court, or in going to or returning from the same, or shall interrupt the Proceedings of the said Court, or at any Time shall affront, insult, or abuse, hinder, or obstruct, or attempt or threaten to hinder or obstruct, any of the Clerks or Serjeants, or any of their Deputies, in the lawful Execution of his or their respective Office or Offices, it shall and may be lawful to and for the said Commissioners assembled in Court, or the major Part of them so assembled at the Time of such Insult or Misbehaviour, or, if not then sitting, at the next Court to be holden in or nearest the Town where such Insult or Misdemeanor shall be committed, to cause a Warrant to be issued by the Clerk of the said Court for the Division where such Offence shall happen, or his Deputy, directing the Serjeant of the said Court, for such Division where such Offender or Offenders shall be found, to take, or cause to be taken, such Person or Persons so offending as aforesaid, before One or more of His Majesty's Justice or Justices of the Peace for the said Isle of Ely; and upon the Fact alledged being duly proved, by the Oath of One or more credible Witnesses or Witnesses, the said Justice or Justices is and are hereby impowered and directed to punish such Person or Persons so offending as aforesaid, by Fine, not exceeding the Sum of Forty Shillings, nor less than Five Shillings, to be paid immediately into the Hands of the Justice or Justices before whom such Offender or Offenders shall be convicted, and to be applied to the

Penalty on
insulting the
Court.

The Offender,
on Nonpay-
ment of the
Fine, to be
committed.

Use of the Pooꝝ of the Parish where the Offence shall be committed; and that on Failure of immediate Payment of the said Fine, it shall and may be lawful to and for the said Justice or Justices, by Warrant under his or their Hand and Seal or Hands and Seals, to cause the same to be levied by Distress and Sale of the Offender's Goods, or to commit such Person or Persons, so offending as aforesaid, to some Common Gaol or House of Correction in the said Isle of Ely, there to remain for any Space of Time not exceeding Three Calendar Months, or until he, she, or they shall have paid the said Fine.

Copy of pre-
ceding Clause
to be stuck up
in the Court-
house.

And, to the End that no Person may plead Ignorance of the last preceding Clause of this Act, be it enacted by the Authority aforesaid, That the Clerks of the said Court, within their respective Divisions, shall, from Time to Time, affix, or cause to be affixed and stuck up, true Copies of such Clause, in some conspicuous Parts of the respective Places where the said Commissioners shall meet for the Purposes of this Act.

Gaolers, etc.
to receive
Persons com-
mitted.

And be it further enacted by the Authority aforesaid, That the respective Keepers, for the Time being, of the respective Common Gaols or Houses of Correction within the said Isle of Ely, shall and may, and they are hereby required and commanded to receive and take into Custody, respectively, all and every Person and Persons who shall be committed, or ordered to stand committed, by any Three or more of the said Commissioners present in Court, or by virtue of any Warrant, Attachment, Execution, or other Process, issuing out of the said Court of Requests, within any of the said Divisions; and in case the Keepers of the said Gaols or Houses of Correction, respectively, or either of them, shall neglect or refuse to receive and take into his or their Custody, any Person or Persons committed by virtue of this Act, or, before the Expiration of the Time for which any Person or Persons shall be so committed to his or their Custody, shall discharge such Person or Persons, or wilfully permit and suffer such Person or Persons to go at large,

Penalty on
Refusal, or
permitting
Escape.

large, without a Warrant, Order, or Authority for that Purpose, in Writing, signed in Court by Three or more of the said Commissioners, every Keeper offending in any of the Cases aforesaid, and being thereof convicted before One or more of His Majesty's Justices of the Peace for the said Isle of Ely, upon the Oath of One or more credible Witness or Witnesses, or on his or their own Confession, shall forfeit, for every such Offence, any Sum not exceeding Five Pounds, nor less than Forty Shillings, at the Discretion of such Justice or Justices before whom the Person or Persons so offending shall have been convicted, and to be applied for the Use of the Poor of the Parish where such Offence shall be committed; and that in Default of immediate Payment as aforesaid, the Sum to be so forfeited shall and may be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices.

And be it further enacted by the Authority aforesaid, That no Action or Suit for any Debt, not amounting to the Sum of Forty Shillings, and recoverable by virtue of this Act in the said Court of Requests, shall be brought against any Person or Persons, residing or inhabiting within the Jurisdiction thereof, in any of the King's Courts at Westminster, or in any other Court whatsoever, or elsewhere out of the said Court of Requests; and that no Action or Suit commenced in the said Court of Requests, in pursuance of this Act, nor any Proceeding therein, shall or may be removed into any superior Court; but the Judgements, Decrees, and Proceedings of the said Court shall be final and conclusive, to all Intents and Purposes.

No Action for any Debt, recoverable by this Act, to be brought in any other Court.

Provided always, and be it enacted by the Authority aforesaid, That this Act, or any Thing herein contained, shall not extend to any Debt due on Specialty, or Action of Covenant; or to any Debt for Rent, upon any Lease or Contract, where the Title of any Lands, Tenements, or Hereditaments, can or may come in Question, or in or upon any other real Contract; nor to any Debt that shall

To what Debts this Act shall not extend.

arise upon or by reason of any Cause concerning any Last Will and Testament, or Matrimony, or any Thing properly belonging to the Ecclesiastical Courts; nor to any Debt for any Money or Thing won at, or by Means of any Horse-race, Cock-match, Wager, or any Kind of Gaming or Play; nor any Forfeiture upon any penal Statute or Bye-law; nor to any Debt whereof there hath not been a Contract, Acknowledgement, Undertaking, or Promise to pay, within Six Years before the taking out of the Summons for the same, although such Debt shall be under the Value of Forty Shillings.

Penalty on
wilful Per-
jury.

And be it further enacted by the Authority aforesaid, That if any Person or Persons, in making Oath, or giving Evidence, in any Cause or Matter depending in the said Court of Requests, pursuant to this Act, shall commit any wilful and corrupt Perjury, such Person or Persons being duly convicted thereof according to Law, shall incur and suffer such Pains and Penalties as any other Person or Persons convicted of wilful and corrupt Perjury is or are subject and liable to, by the Laws and Statutes of this Realm.

Penalty on
not obeying
a Subpoena.

And be it further enacted by the Authority aforesaid, That in case any Person residing or being found within the said Isle of Ely, who shall be duly served with a Subpoena or Summons, to be issued out of the said Court of Requests, to give Evidence on Behalf of any Plaintiff or Defendant, shall neglect or refuse to appear, pursuant to such Subpoena or Summons, at the Time and Place therein mentioned, and due Proof, upon Oath, shall be made of the Service of such Subpoena or Summons, and no Cause be shewn to the Satisfaction of the Majority of the Commissioners present at the Court before which such Person shall by such Subpoena or Summons be required to appear, and Oath made before the said Commissioners, by the Party at whose Instance and on whose Behalf such Subpoena or Summons issued, that the Person served therewith was a material Witness for such Party, it shall and may be lawful to and for the
said

said Commissioners assembled in Court, or the major Part so assembled, to impose and lay a Fine, not exceeding Fifty Shillings, nor less than Five Shillings, to be levied, if not immediately paid on Demand, by Distress and Sale of the Offender's Goods, by Warrant under the Hands and Seals of the said Commissioners, or any Three or more of them; which Fine, when paid or levied, shall be paid to the Party at whose Instance such Subpoena or Summons issued.

And be it further enacted by the Authority aforesaid, That no Writ shall be sued out against, nor a Copy of any Process served upon, any of the said Commissioners for the Time being, for any Thing done, or to be done, by him in the Execution of this Act, until One Calendar Month next after Notice in Writing shall have been delivered to him, or left at the usual Place of his Abode, by the Attorney or Agent for the Party who intends to sue out such Writ or Process as aforesaid, in which Notice shall be clearly and explicitly contained the Cause of Action against such Commissioner, with the Name and Place of Abode of such Attorney or Agent; and that a Fee of Twenty Shillings shall be paid for the preparing and serving of every such Notice, and no more.

No Writ to be sued out against a Commissioner until One Calendar Month's Notice shall have been given.

And be it further enacted, That it shall and may be lawful to and for any of the said Commissioners to whom such Notice shall be given as aforesaid, at any Time within One Calendar Month after such Notice shall have been given, to tender Amends to the Party complaining, or to his or her Agent or Attorney; and in case the same is not accepted, to plead such Tender in Bar to any Action to be brought against him, grounded on such Writ or Process, together with the Plea of Not Guilty, and other Plea, with Leave of the Court; and if, upon Issue joined thereon, the Jury shall find the Amends so tendered to have been sufficient, then they shall give a Verdict for the Defendant; and in such Case, or in case the Plaintiff shall become nonsuited, or discontinue his or her Action, or in case Judgement shall be given for such Defendant upon Demurrer, such Commissioner shall be entitled

Commissioners may tender Amends.

entitled to the like Costs as he would have been entitled to in case he had pleaded the General Issue only; and if upon Issue so joined the Jury shall find that no Amends were tendered, or that the same were not sufficient, and also against the Defendant in such other Plea or Pleas, then they shall give a Verdict for the Plaintiff, and such Damages as they shall think proper, together with his or her Costs of Suit.

No Plaintiff shall be permitted to produce Evidence, except such as shall be contained in the Notice, &c.

Provided always, and be it further enacted, That no Plaintiff in any Case where an Action shall be grounded on any Act done by the Defendant, or some of the said Commissioners, shall be permitted to produce any Evidence of the Cause of such Action, except such as shall be contained in the Notice to be given as aforesaid, or shall recover any Verdict against such Commissioner, unless he shall prove, on the Trial of such Action, that such Notice was given; and that in Default of such Proof such Commissioner shall recover a Verdict and Costs as aforesaid.

Commissioners may pay Money into Court before Issue joined.

And be it further enacted, That in case such Commissioner shall neglect to tender any Amends, or shall have tendered insufficient Amends, before the Action brought, it shall and may be lawful for him, by Leave of the Court where such Action shall be brought, at any Time before Issue joined, to pay into Court such Sum of Money as he shall see fit, whereupon such Proceedings, Orders, and Judgements shall be had, made, and given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Limitation of Actions.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be brought or commenced against any Person or Persons for any Matter or Thing done or to be done in pursuance of this Act, such Action or Suit shall be brought or commenced within Six Calendar Months next after the Cause of Action shall arise, and not afterwards, and shall be laid in the Isle of Ely, and not elsewhere; and the Defendant or Defendants shall and may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had

General Issue.

had thereupon: And if the Plaintiff or Plaintiffs shall become nonsuited, or discontinue his, her, or their Action or Suit, or if upon a Verdict or Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Treble Costs. Costs, and have such Remedies for the same as any Defendant or Defendants can or may have in other Cases where Costs are given by Law.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall think themselves aggrieved by any Order, Judgement, Decree, or Execution, issued by the said Commissioners, or any of them, it shall and may be lawful for such Person or Persons, his or their Attorney or Agent, to search the Registers of such Order, Judgement, Decree, or Execution, upon Demand made to the Clerk of such respective Division where the Cause is entered, by such Person or Persons, his, her, or their Attorney or Agent; and at his, her, and their own Expence to take Copies of such Orders, Judgements, or Decree, as shall relate to such Person or Persons only, with the Date of the said Order, Judgement, or Decree, and the Christian and Surname of the Commissioners who made the same: And if such Clerk shall refuse to let such Person or Persons, his, her, or their Attorney or Agent, search and take such Copies as aforesaid, such Clerk shall forfeit the Sum of Twenty Pounds, to be recovered, by the Party grieved by such Refusal, in the said Court of Pleas in the said Isle of Ely, or in any of His Majesty's Courts of Record, with Costs of Suit; and if such Officer or Clerk shall refuse to produce the said original Books in Court, upon the Trial of any Cause to be commenced against any Person or Persons for any Thing done under this Act, upon reasonable Notice given to him by the Plaintiff in such Suit, and a Tender made to him of his reasonable Expences for travelling and attending with such Books, he shall forfeit the said Sum of Twenty Pounds, to be recovered by the Party grieved, as aforesaid.

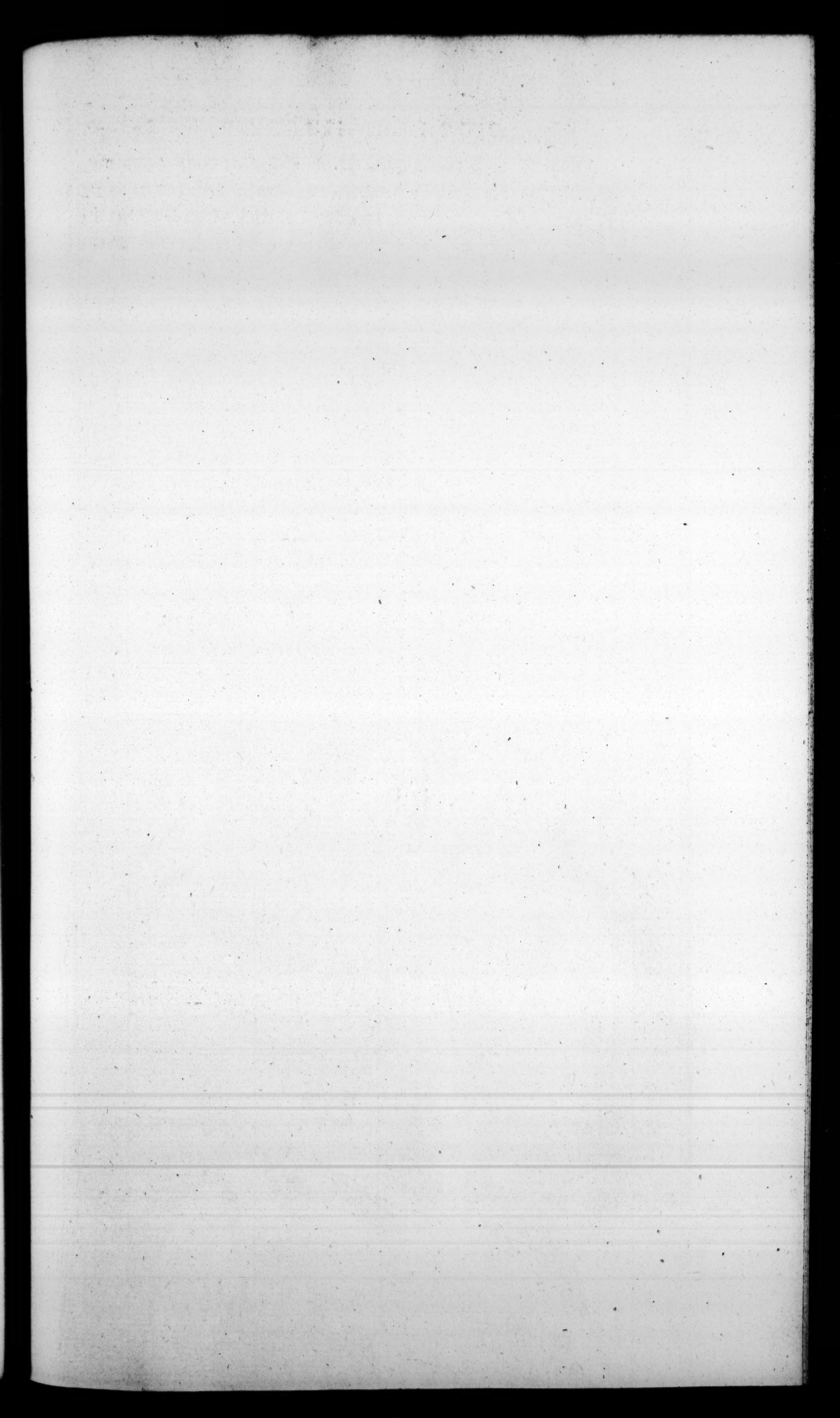
Persons aggrieved may search the Registers.

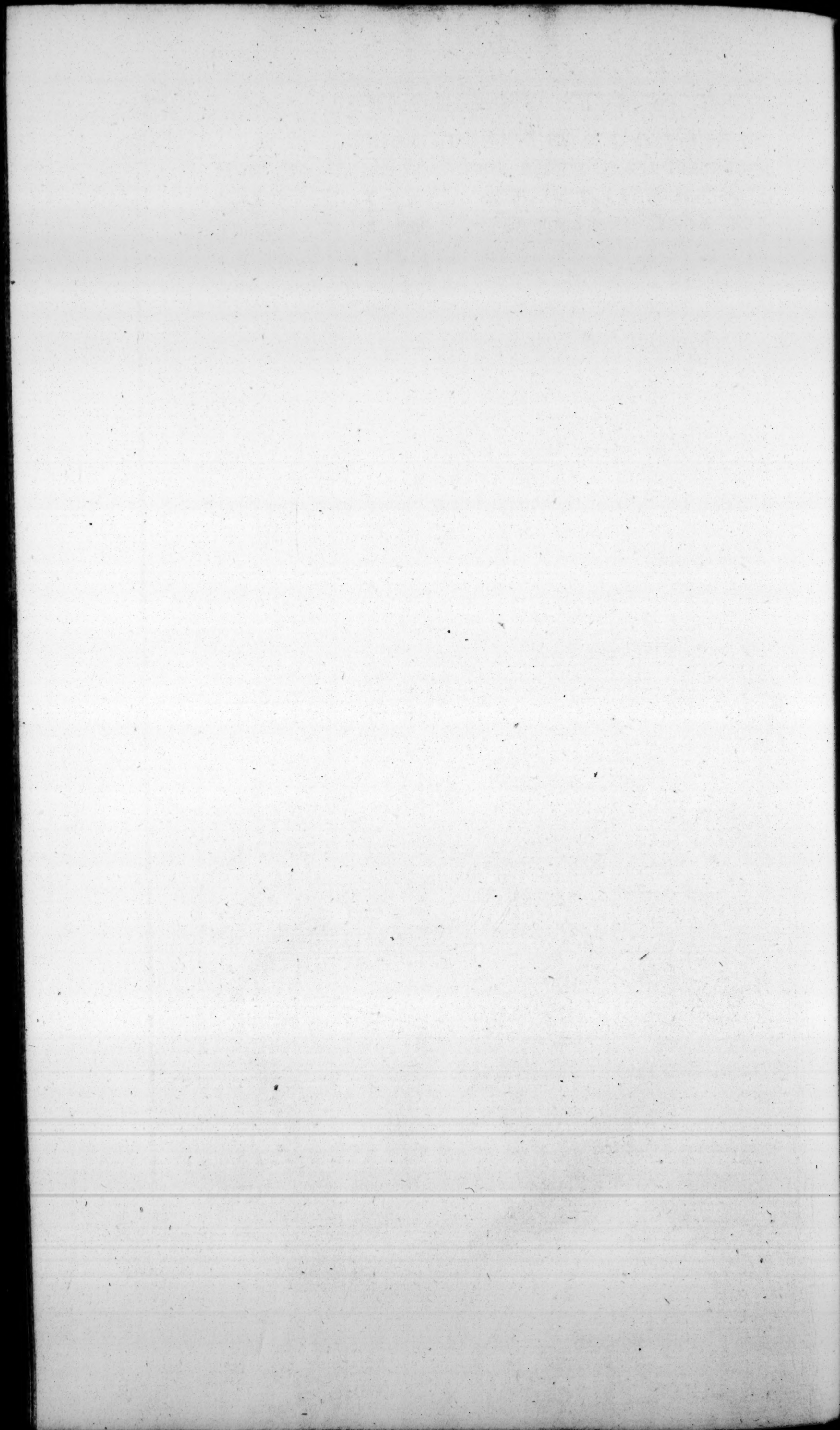
Penalty on Clerk refusing such Search, &c.

Publick A&.

And be it further enacted by the Authority aforesaid, That this Act shall be deemed, adjudged, and taken to be a publick Act; and shall be taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

F I N I S.





ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

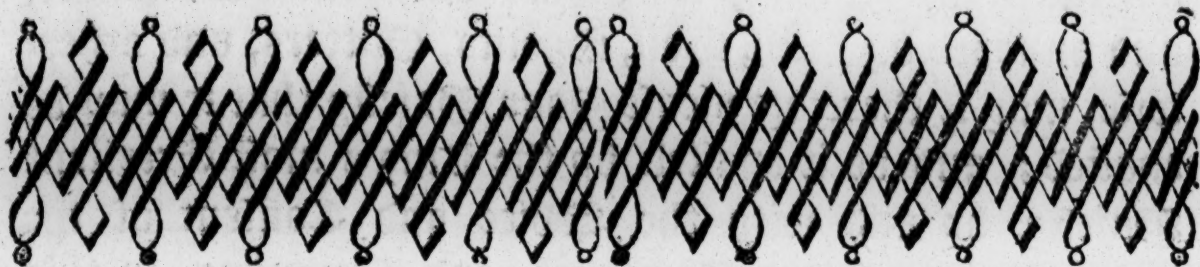
At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



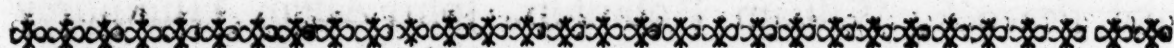
L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXXVII.

An Act for paving Parts of the Footpaths on the Sides of the great Road, called *White-chapel Road*, in the County of *Middlesex*; and also the several Streets, Lanes, Roads, and Passages, opening into the same; and for preventing Obstructions, Nuisances, and Annoyances therein, and near thereto.



WHEREAS the Footpaths on the Sides Preamble.
of the great Turnpike Road, called
Whitechapel Road, in the Parish of Saint
Mary Matfellow otherwise Whitechapel,
in the County of Middlesex, which is
One of the greatest Avenues to the Me-
tropolis, and from the End of the said Parish to the
Turnpike, and also the several Streets, Lanes, Roads,
and Passages, opening into or upon the said Footpaths,
3 M 2 are

Names of
Commission-
ers.

On Death,
&c. of Com-
missioners,
others to be
chosen.

are in a very ruinous State, very ill paved, and greatly obstructed by Posts, Projections, and other Nuisances, and annoyed by Filth, Soil, Spouts, Gutters, and otherwise, may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That George Hayley Esquire Alderman, Sir George Osborn Baronet, Sir Herbert Mackworth Baronet, Bamber Gascoyne Esquire, George Byng Esquire George Forster Tufnell Esquire, Robert Markham D. D Henry Clark, Thomas Osborn, William Roper, William Hufton, John Coope, Robert Clark, John Luntley, John Robinson, Thomas Tryon Cotton Esquire, Redburn Tomkins, Luke Flood, William Blake, James Backhouse, Daniel Peacock, William Robinson, John Allen, Humphrey Jackson, Major Wright, James Robinson, Richard Wilcox, William Benford, James Fisher, John Sugar, Samuel Weddell, Richard Whiteshead, Thomas Bullock, George Shelley junior, Daniel Perry, David Rogers, Henry Pedley, Isaac Smith, John Peter Webber, Thomas Lewis, Joseph Fisher, Allen Parsons, William Wilson, Edward Hayden, William Wright, James Exeter, Thomas Ventome, William Smith, Thomas Pack, William Chapman, Lawrence Charleffon, Robert Lum, William Pycroft, Peter Merzeau, Thomas Hodges, Aaron Anderson, Charles Eyles, Samuel Bradford, Lewis Triquet, Christopher Prichard, William Watson, William Shenston, Charles Jecks, Richard Maddock, James Dalton, Henry Busby, and the Three Churchwardens of the said Parish of Saint Mary Matfellow otherwise Whitechapel, for the Time being, shall be, and they and their Successors, to be elected in Manner herein-after mentioned, are hereby appointed Commissioners for putting this Act in Execution: And in case of the Death of any of the above-named Commissioners, or Refusal to act, or neglecting to attend at the Meetings of the said Commissioners which shall be held in pursuance of this Act, for the Space of Twelve Calendar Months (unless prevented by Sickness, or other unavoidable

unavoidable Occasion), it shall be lawful for the surviving or remaining Commissioners, or any five or more of them, from Time to Time, by Writing under their Hands and Seals, to elect One other Person, inhabiting within the said Parish, to be a Commissioner in the Room and Stead of such Commissioner so deceased, removed, or refusing to act, or neglecting to attend within the Time aforesaid, Ten Days publick Notice of the Time and Place of Meeting for every such Election being given, by affixing the same in Writing on the principal Doors of Whitechapel Church, and such other Places within the said Parish as the said Commissioners shall direct; and every Person so elected shall be, and is hereby vested with the same Powers, for putting this Act in Execution, as the Person in whose Place he shall be elected was vested with.

Ten Days
Notice to be
given of such
Election.

And be it further enacted by the Authority aforesaid, That no Person shall be capable of acting as a Commissioner in the Execution of this Act, unless he shall then be in his own Right, or in Right of his Wife, in the actual Possession or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Twenty Pounds above Repzises, or be possessed of Personal Estate of the Value of Five hundred Pounds; and if any Person, not being so qualified, shall presume to act, every such Person shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recoverable in any of His Majesty's Courts of Record at Westminster, by Action of Debt, or by Bill, Plaint, or Information, together with Costs of Suit, wherein no Essoin, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

Qualification
of Commis-
sioners.

Penalty on
acting if not
qualified.

Provided always, and be it further enacted by the Authority aforesaid, That all the Powers and Authorities by this Act granted to or vested in the Commissioners, hereby constituted as aforesaid, shall and may, from Time to Time, be exercised by the major Part of them who shall attend any Meeting pursuant to the Directions of this Act (the Number of the Commissioners at

What Num-
ber of Com-
missioners
may act.

such Meeting not being less than Five) except in such Cases where any other Number of Commissioners are hereby required to act; and all the Acts, Orders, and Proceedings, of the major Part of the Commissioners present at such Meeting, shall have the same Force and Effect as if done, made, or executed, by all the Commissioners constituted by this Act.

Time and
Place of Com-
missioners
First Meeting.

They may
adjourn;

or in Default
thereof, the
Clerk may
appoint a
Meeting, &c.

If Clerk ne-
glect, &c.
Two Commis-
sioners may
do it, giving
Three Days
Notice.

No Commis-
sioner to hold
any Place of
Profit.

And be it further enacted by the Authority aforesaid, That the said Commissioners shall meet together at the Committee-room of the Workhouse or the Vestry-room of the said Parish of Saint Mary Matfellow otherwise Whitechapel, on the First Monday after the passing of this Act, and proceed to put this Act in Execution; and they, or any Two or more of them, being the Whole or major Part of the Commissioners appearing at such Meeting, are hereby impowered to adjourn themselves from Time to Time, to meet at the same, or other convenient Place within the Parish, as they shall think proper, for putting this Act in Execution; and if at any Meeting so appointed there shall not appear a sufficient Number of Commissioners to act, or to adjourn to another Day, or if the said Commissioners shall at any Time neglect or refuse to adjourn themselves, then, and in every such Case, the Clerk to the said Commissioners shall appoint a Meeting at the same Place, by publick Notice in Writing, to be affixed, at least Three Days before the Time appointed by such Notice for such Meeting, on the principal Door of the said Parish Church; and in case the said Clerk shall die, or be incapable of acting, before the Appointment of such Meeting, or shall refuse or neglect to make such Appointment, when required by any Two of the said Commissioners, then any Two or more of the said Commissioners shall and may, by the like publick Notice, appoint the said Commissioners to meet at the Place where the last Meeting was held; and the said Commissioners, at all their Meetings, shall defray their own Expences; but no Person shall be capable of acting as a Commissioner in the Execution of any of the Powers hereby granted, during the Time he shall hold or enjoy any Office of Profit under this Act.

or have any Share or Interest in any Contract relating to the Execution hereof, or shall sell Ale, Wine, or other Spirituous Liquors, by Retail.

And be it further enacted by the Authority aforesaid, Commissioners to appoint Officers, That the said Commissioners shall and may, by Writ-
ing under their Hands, elect and appoint a Clerk, Treasurer, or Collector of the Rates and Assessments, Surveyor, and such other Officers for the Execution of this Act, from Time to Time, as they shall think proper; and by and out of the Monies to be raised by virtue of and allow them Salaries, etc. this Act, appoint and pay such Salaries and Allowances to such Officers, and to all other Persons by them the said Commissioners employed in the Execution of this Act, as they shall think reasonable, and shall take Security for the due Execution of such Offices; and such Persons as are made liable to pay the several Rates or Sums of Money hereby granted, shall pay the same to such Person or Persons as shall from Time to Time be so appointed to collect and receive the same, according to the true Intent and Meaning of this Act: And all such Rates to be paid to the Collector. Officers and Persons so to be appointed as aforesaid shall, upon Demand of the said Commissioners, account with them upon Oath (which Oath the said Commissioners are hereby impowered to administer), touching the several Matters and Things committed to their Charge by virtue of this Act, and also shall, upon Demand of the said Commissioners, pay and deliver over to them, or to such Person or Persons as they shall appoint, upon the like Oath, to be administered as aforesaid, the Monies appearing upon the Balance of such Account, together with the Vouchers in Support of such Account, and also the Books, Papers, and Writings, in their respective Custody or Power, relating to the Proceedings to be had under this Act; and in Default of in Default thereof, an Action may be brought; the Person or Persons required complying with such Demand as aforesaid, for the Space of Twenty-four Hours after such Demand made as aforesaid, it shall be lawful for the said Commissioners, and they are hereby authorized and impowered, to commence and prosecute One or more Action or Actions, in any of His Majesty's Courts

or Justice, on
Complaint,
may grant a
Warrant of
Distress.

On Failure of
Distress, etc.
the Offender
may be com-
mitted.

Courts of Record at Westminster, against the Person or Persons so neglecting or refusing as aforesaid, for the Recovery of the Monies that shall be in the Hands of such Officer or Officers, Person or Persons, respectively, with Costs of Suit; or if Complaint shall be made by the said Commissioners, or by such Person or Persons to be appointed by them for that Purpose, of any such Refusal or Neglect as aforesaid, to any One or more of the Justices of the Peace for the County or Place wherein the Party or Parties so neglecting or refusing shall be and reside, such Justice and Justices may, and is and are hereby authorized and impowered, by a Warrant or Warrants under his or their Hand and Seal or Hands and Seals, to cause the Person or Persons so refusing or neglecting to be brought before him or them, and upon his or their appearing (or not appearing) to hear and determine the Matter in a summary Way; and if, upon the Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses upon Oath, it shall appear to such Justice or Justices that any of the Monies that shall have been collected or raised by virtue of this Act shall be in the Hands of such Officer or Officers, Person or Persons, such Justice or Justices may, and is and are hereby authorized and impowered, by a Warrant or Warrants under his or their Hand and Seal or Hands and Seals, to cause such Monies to be levied by Distress and Sale of the Goods and Chattels of such Officer or Officers, Person or Persons, offending in the Premises respectively; and if no such Goods or Chattels can be found sufficient to answer and satisfy the said Monies, and the Charges of distraining and selling the same, or in case of Refusal to account as aforesaid, or that it shall appear to such Justice or Justices, by the Confession of the said Party so offending, or by the Testimony of any credible Witness upon Oath, that any Books, Papers, or Writings, relating to the Execution of this Act, or to the Proceedings to be had under the same, shall be in the Custody or Power of any such Officer or Officers, Person or Persons, and he or they shall refuse to deliver up the same as aforesaid, then, and

and in either of the said Cases, such Justice or Justices shall commit every such Offender to the Common Gaol of the County or Place where such Offender shall be and reside, there to remain without Bail or Mainprize, until he shall give and make a true and perfect Account and Payment as aforesaid, or until he or they shall compound with the said Commissioners, and shall have paid such Composition, in such Manner as they shall appoint, (which Composition the said Commissioners are hereby impowered to make); and until he or they shall deliver up such Books, Papers, and Writings as aforesaid, or give Satisfaction in respect thereof.

Provided always, That no Person who shall be committed on account of his having no Goods or Chattels, shall be detained in Prison for any longer Term than Two Calendar Months.

And be it further enacted by the Authority aforesaid, That in case of the Death of any such Officer, or other Person to be appointed as aforesaid, or of his becoming Bankrupt before he shall have paid and delivered up all the Monies he shall have received by virtue of this Act, then, and in every such Case, the Executor or Executors, Administrator or Administrators, Assignee or Assignees, of his Estate and Effects, or other Person or Persons possessing the same, or in whom the same have or hath vested, shall, in the first Place, and in Preference to all other Creditors, pay the said Monies remaining unpaid, or delivered up as aforesaid, out of the said Estate and Effects, or as far as the same will extend, to the said Commissioners under this Act, or to any Person appointed by them for that Purpose, and also all Books, Papers, Writings, and other Things concerning his Office, or relating to the Execution of this Act; and every Executor, Administrator, Assignee, or other Person or Persons possessed of such Effects as aforesaid, may plead such Payment in any Action or Suit that may be brought against him, her, or them, on Account of the said Estate and Effects, or give the same in Evidence: And in case of Nonpayment of such Monies, or Non-delivery of such Books, Papers, Writings, and Things, by the Space

On Death or Insolvency of Officers, Executors, etc. to pay the Balance in Preference of any other Creditor;

and may give in Evidence such Payment.

On Neglect of Executors, etc. Commissioners may bring an Action against them.

of Ten Days after the same shall be demanded, it shall be lawful for the said Commissioners, and they are hereby required to commence and prosecute One or more Action or Actions, in any of His Majesty's Courts of Record at Westminster, against such Executor or Administrator, Assignee, or other Person or Persons possessing the Estate and Effects which did belong to such deceased Person or Bankrupt, for Recovery thereof, together with Costs of Suit, or of Damages in lieu of such Books, Papers, Writings, and Things.

Officers who shall take any Reward other than their Salaries,

And be it further enacted by the Authority aforesaid, That if any Person, who shall be employed as a Clerk, Treasurer, Collector, Receiver, Surveyor, or any other Officer or Servant who shall be any ways employed by the said Commissioners for putting this Act, or any the Powers thereof, in Execution, shall exact, take, or accept, any Fee or Reward whatsoever, other than such Salaries, Allowances, and Rewards, as shall be appointed, allowed, and approved by the Commissioners, for or on Account of any Thing done or to be done by virtue of this Act, or on any Account whatsoever relative to the putting this Act in Execution, or shall any ways be concerned or interested in any Bargain, Contract, Purchase, or Sale, made, or to be made, by or with the said Commissioners, or any of them, for the Purposes of putting this Act in Execution, every such Person so offending, shall be incapable of ever serving or being employed under this Act, and shall, over and above, forfeit the Sum of Fifty Pounds, to any Person or Persons who shall sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record, within Six Calendar Months next after the Offence committed, in which said Action no Essoin, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

or be interested in any Bargain made by the Commissioners, are disqualified, and shall forfeit 50*l*.

Commissioners empowered to pave;

And be it further enacted by the Authority aforesaid, That the said Commissioners shall and may, and they are hereby authorised and empowered, from Time to Time, to cause, order, and direct, the Footpaths on the Sides of Whitechapel Road, in the Parish aforesaid, on the

the North Side, from the End of the High-street Pavement, to the Extremity of the Parish (exclusive of the Paths before the Workhouse and Charity-school), and from thence to be continued as far as the Turnpike in Whitechapel Road aforesaid; and on the South Side thereof, from the Obelisk at the Stones End, to the New Road, (exclusive of the Paving before the Churchyard Wall, Parsonage-house, Meggs's Alms-houses, the London Hospital), and from the East End of the Path before the London Hospital Ground, to the End of the said Parish, and from thence to be continued as far as the said Turnpike; to be new paved or repaired, as they the said Commissioners shall think proper; and for such Purposes they may, from Time to Time, cause to be dug, carted, and carried away out of, or brought into the same, or any Part or Parts thereof, such Gravel, Stones, and other Materials, as they shall judge necessary; and may likewise cause the Ground thereof to be raised, lowered, or sunk, the Course of the Channels and Gutters running in or through the same to be turned or altered, and new Channels or Gutters to be made, and the Water Pipes, which now lie, or hereafter shall be laid under Ground, as also the Gates over the Sewers, to be taken up, removed, replaced, laid, or altered, in such Manner as they shall judge best; and may cause all Posts, Pales, Rails, Dung-holes, Shew-glasses, Shew-boards, Steps, and Doors, and other Matters and Things projecting into, or encroaching on or adjoining to the said Foot-paths, to be removed, filled up, or altered, as they the said Commissioners shall judge necessary and expedient; and may employ such Artificers, Workmen, Labourers, and others, and may do all and every other Act and Thing for the accomplishing the aforesaid Ends and Designs, as they shall think necessary; and shall pay for the same out of the Monies to be raised by virtue of this Act: And for the Purposes aforesaid may contract, by Deed or other Writing, with any Person or Persons, in such Manner as they the said Commissioners shall judge adviseable; and for the Nonperformance of, or Noncompliance with, any Covenant, Agreement,

to raise or sink
the Ground;

to take up and
remove Water
Pipes, &c.

to remove
Projections,

and to make
Contracts.

Penalty on
Breach of
Contract, how
recoverable,
&c.

Agreement, Engagement, or Undertaking, entered into with the said Commissioners, the Person or Persons so covenanting, agreeing, engaging, or undertaking, shall forfeit the Sum of Forty Shillings; to be levied and recovered, upon Information before any Justice of the Peace, pursuant to the Directions herein-after contained, touching Penalties and Forfeitures hereby imposed (if the Manner of levying and recovering thereof is not hereby otherwise particularly directed), over and above any Penalty expressed in such Covenant, Contract, or Agreement, or the Damages that may be assigned thereon; and the said Commissioners are hereby authorized and impowered to commence and prosecute any Action or Suit, in any of His Majesty's Courts of Record at Westminster, against any Person or Persons so contracting, and neglecting to perform such Contract or Contracts, and for any Penalty or Penalties expressed therein, or any Damage or Damages which shall be assigned thereon; and shall recover in any such Action or Suit, together with Costs of Suit; in which Action no Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

Commission-
ers may alter
the Position of
Lamp-irons.

And be it further enacted by the Authority aforesaid, That it shall be lawful for the said Commissioners, from Time to Time, to cause all or any of the Lamp-irons, placed on the North Side of the Footpaths so to be paved as aforesaid, which shall hang over the said Pavement, to be taken down and altered, in such Manner as they shall think proper, for the Purposes of ranging the same in a direct Line; provided, that all such Lamp-irons, when altered by the Direction of the said Commissioners, shall be put up and fixed in the same Places where they before stood, and that the Expence of taking down, lengthening, or otherwise altering and replacing the same, shall be defrayed by the said Commissioners out of the Monies to be raised by virtue of this Act.

Commission-
ers may sell
the old Mate-
rials, and ap-
ply the Mo-
ney, &c.

And be it further enacted by the Authority aforesaid, That the said Commissioners shall have full Power and Authority, from Time to Time, to work up, or to sell and dispose of, all or any Part of the old Pavement, or

other

other Materials, which are hereby vested in them for those Purposes, to such Person or Persons as shall be willing to purchase the same, and to apply the Purchase Money to the Purposes of this Act.

And be it further enacted by the Authority aforesaid, That if any Person or Persons, other than the Persons to be employed by the said Commissioners, shall pave, repair, or otherwise intermeddle with, the Pavement of any of the said Footpaths, hereby authorised to be paved by the said Commissioners, which shall be broke up or damaged; or if any Person or Persons shall at any Time or Times obstruct, hinder, or molest, any Officer or Workmen, Person or Persons whatsoever, who shall be employed by virtue of this Act, in the Performance or Execution of his or their Duty, every such Person so offending shall, for every such Offence, forfeit the Sum of Forty Shillings.

Persons intermeddling with the Pavement, or obstructing Workmen, to forfeit 40 s.

And be it further enacted by the Authority aforesaid, That the Property of the present and future Pavements of the said Footpaths authorised to be paved, and of all other Materials and Things which shall be provided and made use of for the Purposes of this Act, shall be, and the same are hereby vested in the Commissioners for the Time being; and in case any Damage or Injury shall be done thereto, the Person or Persons doing or occasioning the same to be done, shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

Property of Pavement and Materials vested in the Commissioners, etc.

Provided always nevertheless, and be it further enacted by the Authority aforesaid, That it shall be lawful for the Commissioners of Sewers, and Companies of Water Works, or other Person or Persons whatsoever, to take up the said Pavement for the Purpose of cleansing, emptying, amending, or repairing, any Sewer, Water Pipe, Plug, Drain, Vault, or other necessary Purpose whatsoever; and the Person or Persons employed therein, or directing the said Works, shall prosecute the same with all convenient Speed, and shall, within the Space of Six Hours next after the finishing thereof, give Notice thereof in Writing to the Paviour, or Person employed or appointed by the said Commissioners for repairing the

Pavement may be taken up for amending Water Pipes. etc.

Notice, within 6 Hours after finishing thereof, to be given to the Commissioners Paviour,

who shall re-
pair the same
in Two Days.

Pavement of the said Footpaths hereby authorised to be paved, or in Default thereof shall forfeit Forty Shillings for such his or their Neglect; and the said Commissioners Paviour shall, within the Space of Two Days after receiving such Notice, proceed to, and shall, with all convenient Speed, effectually and substantially repair and make good the Pavement so broken up, damaged, or injured, or in Default thereof shall forfeit Five Pounds for such his Neglect.

Contracts for
paving Pipe
Trenches, to
be advertised.

And be it further enacted, That the said Commissioners shall, and they are hereby authorised and impowered, from Time to Time, as Occasion shall require, to contract with any Person or Persons for paving and keeping in Repair the Pavement over the Water Trenches belonging to any of the Water Companies; but that no such Contract shall be made, unless, previous to the making thereof, Twenty-one Days Notice at the least shall be given in some of the publick Newspapers, expressing the Intention of such Contract, in Order that any Person or Persons willing to undertake the same may make Proposals for that Purpose, at the Time and Place in such Notice mentioned.

Charges of
repairing
Pavement
taken up, to
be paid by
Persons occa-
sioning the
Damage:

And be it further enacted by the Authority aforesaid, That, for the Costs, Charges, and Expences, attending or incident to the repairing or making good the Pavements of the said Footpaths hereby authorised to be paved, the Person or Persons causing or occasioning the said Pavements to be broke up or damaged, shall stand Debtor upon an implied Promise to the said Commissioners Paviour for such Repair, as for Work and Labour done, and Materials found, for the Use of such Person or Persons; and the said Commissioners Paviour is hereby authorised and impowered to commence and prosecute One or more Action or Actions, Suit or Suits, in any of His Majesty's Courts of Record at Westminster, against such Person or Persons, wherein he shall recover a reasonable Satisfaction for such Work and Labour and Materials, together with Costs of Suit; but where the Commissioners of Sewers, Companies of Water Works, or other Bodies Politick or Corporate, occasion such
Damage

How to be
recovered.

Damage to the said Pavement, that then the respective Treasurers to such Bodies Politick or Corporate, Commissioners of Sewers, or Companies of Water Works, shall stand Debtors for such Repairs, upon an implied Promise to the said Commissioners Paviour, who is hereby authorised to commence such Action as aforesaid against any such Treasurer, wherein he shall recover a reasonable Satisfaction for such Work, Labour, and Materials, together with Costs of Suit; and such Treasurer is hereby authorised and allowed to take Credit in his Accounts for the Monies he shall pay or disburse on account of the Premises.

And be it further enacted by the Authority aforesaid, That the several and respective Persons now appointed or employed, or hereafter to be appointed or employed, as Paviments or Workmen to the several and respective Water Companies, for the amending the Pipes lying under any of the said Footpaths hereby authorised to be paved, are hereby required, within the Space of Fourteen Days next after the passing of this Act, or within Fourteen Days next after they shall respectively be so appointed as aforesaid, to give Notice, in Writing, to the Clerk for the Time being to the said Commissioners, of their respective Names and Places of Abode, and by what Company they are so appointed, or in Default thereof they shall forfeit the Sum of Forty Shillings for each Neglect, and also the like Sum of Forty Shillings for every Failure of the like Notice, upon the Removal or Change of their respective Places of Abode; and all Notices under this Act, left pursuant to such Directions, for the Person or Persons to whom such Notices are addressed, shall be deemed good Service.

Paviments, etc.
to Water
Companies to
give Notice to
the Commis-
sioners Clerk
of their Names
and Places of
Abode;

on Forfeiture
of 40 s.

And be it further enacted by the Authority aforesaid, That the several Paviments or Workmen employed by the respective Water Companies, on receiving Notice in Writing from the said Commissioners Paviour, or other Person appointed by them for that Purpose, of the bursting or breaking of any Water Pipe within any of the said Footpaths authorised to be paved, shall, within the Space of Two Days, proceed to, and with all convenient Speed

Water Com-
panies to re-
pair their
Pipes within
Two Days
after Notice.

Speed amend, repair, or replace, such broken Pipe, and prevent the Water issuing therefrom, or in Default thereof, every Person so neglecting or refusing shall forfeit the Sum of Five Pounds.

Private
Drains, etc.
to be repaired
by the Com-
missioners at
the Expence
of the Pro-
prietors, when
neglected by
them after
Notice;

And be it further enacted by the Authority aforesaid, That when any private Drain, Vault, or Sewer, shall fall in, or become ruinous or choaked up, so as to affect or injure the Pavement of the Footpaths hereby authorised to be paved, or shall become stinking or offensive to the Inhabitants thereof, the Owner or Owners, Proprietor or Proprietors, of the several Messuages, Lands, Tenements, and Hereditaments, which are occupied with the Use of such Drain, Vault, or Sewer, shall, within Two Days after Notice delivered or left for him, her, or them, at the said several Messuages or Dwelling-houses, from the Commissioners Paviour, or other Person to be appointed by them for that Purpose, proceed to, and with all convenient Speed effectually cleanse, repair, and amend, such Sewer, Vault, or Drain, or in Default thereof, it shall and may be lawful for the said Commissioners to cause the same to be done; and the Charges and Expences thereof, and of repairing the Pavements damaged thereby, shall stand charged on the said several Messuages, Lands, and Tenements, and to be paid by the said respective Owners and Proprietors thereof, or their Under-tenants on their Behalf; and the Quota or Share each Party shall pay of such Charges and Expences shall be ascertained, proportioned, and assessed, by the Award or Arbitrement of the said Commissioners: And in case Default shall be made in Payment of any of the said Proportions of the said Charges, the same shall be recovered by Distress and Sale of the Goods and Chattels of the Occupier or Occupiers of any or either of the Messuages, Lands, and Tenements, which shall be charged by such Award with the Payment thereof; and such Under-tenant or Occupier, paying such Apportionment or Assessment, is hereby authorised and impowered to deduct the Monies so paid out of his Rent then due, or which shall thereafter accrue due; or the said Commissioners, at their Election, may prose-

which Ex-
pence is to be
proportioned
by the Com-
missioners.

How the said
Charges may
be recovered.

cute One or more Action or Actions, Suit or Suits, against the said respective Proprietors or Owners of the said several Messuages, Lands, Tenements, or Hereditaments, for their said respective Proportions of the said Charges, and they shall recover the same thereby, together with Costs of Suit.

And be it further enacted by the Authority aforesaid, That when and so often as there shall be Occasion to make new and additional Gates over any Sewer or Sewers within the said Footpaths, or to repair, alter, cleanse, and amend, any of the said Sewers, or the Gates over the same, the Clerk for the Time being of the Commissioners for the said Sewers shall, at the Request, in Writing, of the Clerk or Surveyor for the said Commissioners of Pavement, forthwith summon the said Commissioners of Sewers to meet, in order to take the Premises into Consideration; which they are hereby authorised and required to do at such Meeting, and also at the same Meeting, or any adjourned or other Meeting, to exercise the several Powers and Authorities with which they are invested, in order that the said several Works may be speedily and effectually done and completed.

Commissioners of Sewers to be summoned when any Repairs of Sewers, &c. are wanted.

And be it further enacted by the Authority aforesaid, That no Person or Persons whatsoever shall throw, cast, or lay, or cause, or permit, or suffer, to be thrown, cast, or laid, Ashes, Dust, Dirt, Soil, or other Filth whatsoever, before any Dwelling-house, Shop, Stable, Yard, or other Tenement, in the said Footpaths, or any Part thereof that shall remain unpaved as far as the Edge of the said Road, upon Pain of forfeiting, for every such Offence, the Sum of Forty Shillings.

Penalties on laying Dirt, etc. in the Paths.

And be it further enacted by the Authority aforesaid, That when and so often as any Timber, Stone, or other Materials, Goods, Wares, Merchandizes, or other Things whatsoever, are set out, placed, or laid, in any of the said Footpaths; or if any Coach, Cart, Waggon, Dray, or other Carriage, shall be placed, or suffered to stand, remain, or continue, in any of the said Footpaths, or any such Part thereof as shall remain unpaved as

Goods and Carriages obstructing the Passage may be seized;

aforesaid, so as to obstruct the free Passage thereof, it shall and may be lawful, in any of the said Cases, for any One of the said Commissioners, or any One of their Officers, or other Person to be appointed by them, or any of them, to remove Nuisances, to seize or cause to be seized all such Goods, Wares, and Merchandizes, and also every such Coach, Cart, Waggon, Dray, or other Carriage, occasioning such Obstruction, or so placed or suffered to stand, contrary to the true Meaning of this Act, together with the Horse or Horses thereunto belonging, and remove the same, or cause the same to be removed, taken, carried away, and deposited in such Place or Places to be appointed by the said Commissioners for the impounding of Goods and Things to be seized as aforesaid, there to remain until all Costs, Charges, and Expences attending the carrying away, depositing, and detaining the same as aforesaid, as also a Sum not exceeding Forty Shillings for each such Offence, shall be paid and discharged; and in case the said Goods, Carriages, and Things so seized, shall not be claimed, and the said Sum of Forty Shillings, and Charges, paid, within Three Days next after such Seizure, it shall and may be lawful for the Person or Persons making such Seizure to cause the same to be sold, and the Monies arising therefrom shall be applied for the Purposes of the Act.

and if not
claimed, &c.
in 3 Days,
may be sold.

Penalty on
driving
Wheelbar-
rows, &c.
over the
Foot-pave-
ment.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall lead, run, ride, drive, draw, or cause to be led, run, driven, or drawn, on any Part of the said Footpaths, either on that Part paved or not paved as far as the Edge of the said Road, any Horse, Mule, Cattle, or other Beast, or any Wheel or Wheels, Sledge, Wheelbarrow, Truck, Cask, or any Cart, Coach, or other Thing whatsoever, such Person or Persons shall forfeit, for the First Offence, the Sum of Ten Shillings; and for the Second, the Sum of Twenty Shillings; and for the Third, and every other Offence, the Sum of Two Pounds; and it shall be lawful for any Person or Persons whatsoever to take the Person or Persons so offending into Custody, and to

to take him, her, or them to a Justice or Justices of the Peace of the said County, to be dealt with pursuant to the Directions of this Act.

Provided always, and be it further enacted by the Authority aforesaid, That it shall be lawful for any Person or Persons to erect or set up, or cause to be erected or set up, in any of the said Footpaths, any Scaffold, Inclosure, Posts, Bars, or Rails, or other Matters or Things, for the Purpose of making Mortar, and depositing Bricks, Lime, or other Materials, for building or repairing any Houses, Buildings, or other Works, every such Person or Persons first obtaining Leave, under the Hand of the Surveyor or Clerk for the Time being to the said Commissioners, for those Purposes respectively; but if any Person or Persons shall erect or set up, or cause to be erected or set up, any such Inclosures, Posts, Bars, or Rails, or any other Matter or Thing for the Purposes aforesaid, without such Leave first had and obtained, every such Person shall, for every such Offence, forfeit and pay a Sum not exceeding Twenty Shillings for every Day such Inclosure, Matter, or Thing as aforesaid, shall remain and continue.

Hoards may
be erected
with Leave.

Penalty on
erecting them
without
Leave.

And be it further enacted by the Authority aforesaid, That all and every Person and Persons inhabiting within the said Footpaths, shall sweep and clean, or cause to be swept and cleansed, the Footpaths before their respective Houses, Buildings, and Walls, Once in every Day, between the Hours of Six and Nine in the Forenoon (Sundays excepted) upon Pain of forfeiting the Sum of Five Shillings for every Neglect therein.

Foot pave-
ments to be
swept every
Day (Sundays
excepted).

And be it further enacted by the Authority aforesaid, That the said Commissioners may order and direct the Houses within the said Footpaths to be numbered, with Figures placed or painted on the Doors, or other Part of the said Houses respectively; and if any Person or Persons shall wilfully or maliciously destroy, injure, obliterate, or deface, any such Number or Figure, or any Part thereof, or cause or procure the same to be done, shall forfeit and pay the Sum of Twenty Shillings.

Houses to be
numbered, &c.

And

Signs, etc. to
be regulated.

Projections to
be removed.

Penalty on
causing An-
noyances by
Signs, Gut-
ters, etc.

Commission-
ers impower-
ed to make
Rates;

And be it further enacted by the Authority aforesaid, That the said Commissioners shall and may cause all Signs within the said Footpaths to be fixed or placed in the Front of such Houses respectively whereto the same shall belong; and also shall and may cause all Trees, Poles, Porches, Signs, Sign-irons, Sign-posts, Boards, Spouts, Gutters, Penthouses, Posts, Rails, and Steps projecting on the Footways, and Steps or Doors leading down to Cellars and Vaults out of the said Footways, and also all Shew-glasses, Shew-boards, and all other Encroachments, Obstructions, and Annoyances whatsoever, now or hereafter to be made, placed, or erected, to be taken down, removed, or altered, in such Manner as the said Commissioners shall think most proper and convenient; and they are also hereby authorized and empowered to make the Pipes or Trunks necessary to be erected by them for the Purpose of conveying the Water from the Roofs of the said Houses or Tenements, in lieu of Spouts, of such Materials as they shall think proper; and that for the future, all Signs, Boards, Spouts, or Gutters, shall be placed or fixed on the Fronts of the Houses, Shops, Warehouses, or Buildings, whereunto they respectively belong, and not otherwise: And if any Person or Persons shall, at any Time hereafter, hang, place, erect, or build, any Sign, Sign-iron, Sign-post, or other Post, Pole, Board, Spout, or Gutter, Pale, Rail, Step, Penthouse, or other Encroachment, Nuisance, or Annoyance whatsoever, in any of the said Footpaths, or cause, or permit, or suffer the same, every such Person shall, for every such Offence, forfeit and pay the Sum of Ten Pounds, and also the Sum of Twenty Shillings for every Week the same shall be continued, after Notice from the said Commissioners to remove the same.

And be it further enacted by the Authority aforesaid, That when and so soon as the said Commissioners shall order or direct either of the said Footpaths to be new paved, it shall be lawful for them, and they are hereby authorized, Once in every Year, or oftener if they shall think it needful, to make a Rate or Rates, Assessment or Assessments

Assessments, upon the several Houses, Shops, Warehouses, Vaults, Cellars, Yards, Lands, Tenements, and Hereditaments, situate or being in any such of the said Footpaths as shall be directed to be paved, and in such competent Sum and Sums of Money as the said Commissioners shall order and direct, so as such Rates or Assessments do not exceed, in the Whole, the Sum of Nine-pence in the Pound, in any One Year, of the yearly Rent or yearly Value of such Lands, Houses, Shops, Warehouses, Cellars, Vaults, or other Tenements; and such Rates and Assessments shall be paid and discharged by the respective Inhabitants, Tenants, and Occupiers of the Premises so rated and assessed, or any or either of them; all which Rates and Assessments, made by virtue of this Act, the said Commissioners are hereby authorised and impowered to divide and proportion into half-yearly or quarterly Payments, as they shall think proper.

not exceeding
Nine-pence in
the Pound.

Rates to be
paid by Occu-
piers;

And be it further enacted by the Authority aforesaid, That One Third Part of the said respective Rates is hereby required to be allowed by the Landlord or Landlords of any Houses, Shops, Warehouses, or other Buildings and Tenements, situate in the said Footpaths, to be rated as aforesaid, to the Tenant or Tenants, Occupier or Occupiers thereof, who shall pay the same, and such Payments shall be adjudged and considered in Law as Money actually paid for Rent due or to become due to such Landlord or Landlords of the same Estates respectively; and the other Two Third Parts thereof shall be borne and sustained by the Tenant or Tenants, Occupier or Occupiers, of such Estate or Estates.

One Third
whereof shall
be allowed by
Landlords.

Provided always, and be it further enacted by the Authority aforesaid, That when and for so long Time as any of the said Houses, Lands, Tenements, Hereditaments, and Premises, shall remain unoccupied, only One Third Part of the said Rates and Assessments shall be payable or collected; and such Third Part of the said Rates and Assessments, as well as One Third Part of the said Rates and Assessments whilst the same Premises shall be inhabited or occupied, it shall

Houses, &c.
unoccupied,
to pay only
One Third of
the Rate.

and may be lawful for the Tenant or Occupier paying the same to deduct the Amount of the Monies so paid, out of the Rent due or to accrue due to his Landlord, for or in respect of the Tenement so charged; and a Tender of the Receipt or Receipts for such Thirds of the said Rates, shall be adjudged and considered a good and lawful Tender of Rent, to the Amount of the Monies contained in such Receipt or Receipts, any Agreement or Contract, by Lease or otherwise, between Landlord and Tenant, or any Usage, Custom, or Law, to the contrary notwithstanding.

When a House is occupied by Two or more Tenants, the Tenant paying the Rates to deduct the Whole out of his Rent.

Provided always nevertheless, and be it further enacted by the Authority aforesaid, That when any of the said Houses or distinct Tenements are occupied by Two or more Tenants, then, and in such Case, it shall be lawful for the Tenant or Tenants, or Occupier or Occupiers, paying the Rates and Assessments made on any such House or Tenement, to deduct the Whole thereof out of the Rent due, or that shall accrue due, from him, her, or them, for any Part of the said Tenement he, she, or they shall so occupy, to the Landlord or Landlords thereof, or other Person or Persons authorised or impowered to receive such Rents, and to tender the Receipts given for the same Rates as Part of Rent.

Rates to be signed by Two Justices.

And be it further enacted by the Authority aforesaid, That all Rates made by virtue of this Act shall be allowed and signed by any Two Justices of the Peace acting in and for the said County, who are hereby impowered and required to grant a Warrant or Warrants for collecting and levying the same from the said respective Inhabitants, Tenants, and Occupiers, by such Person or Persons as the said Commissioners shall nominate or appoint for the collecting thereof, and at such Times, and in such Parts, Shares, or Proportions, as the said Commissioners shall order, direct, or appoint; and which Warrant or Warrants shall be a sufficient Authority to the Person or Persons thereby authorised, for the Purposes therein mentioned: And if any Person or Persons shall refuse, neglect, or omit, to pay the Money which he, she, or they shall be rated or assessed to pay, or any Part,

On Refusal to pay the Rates, they may be levied by Distress:

Part, Share, or Proportion thereof, into which the same shall be divided by the said Commissioners as aforesaid, for the Space of Ten Days after personal Demand made thereof, or Demand in Writing left at the Place of Abode or Occupation of such Person or Persons, then; and in every such Case, it shall be lawful for the Collector or Collectors, and he and they is and are hereby authorised and required to levy the same by Distress and Sale of the Goods and Chattels of such Person or Persons so neglecting, refusing, or omitting to pay the same; and in case no such Goods or Chattels can be found to be so distrained, or in case such Goods and Chattels shall be locked up or secured, or removed from the Person or Persons authorised to distrain as aforesaid, so that he or they cannot distrain the same, then, and in either of the said Cases, upon Information given thereof to the said Justices, or any Two Justices of the Peace for the County or Place where the Person or Persons required to pay the said Rate shall reside, it shall be lawful for such Justices, and they are hereby required to commit the Offender or Offenders to the Common Gaol or House of Correction for the said County or Place, there to remain without Bail or Mainprize, for any Time not exceeding the Space of Three Calendar Months, nor less than One Calendar Month, or until the Payment of the Monies by such Warrant directed to be levied, and reasonable Charges occasioned by Nonpayment thereof.

On Failure whereof, the Party to be committed.

Provided always, and be it further enacted by the Authority aforesaid, That it shall be lawful to comprize in every such Warrant of Distress, or by Schedule thereto, the several Persons in Arrear for the said Rates, or for any Part or Share thereof so to be proportioned or divided as aforesaid, so as the said respective Persons be particularly named therein, with the respective Sums in Arrear, and when due; and when any Copy shall be demanded of such Warrant, a Copy thereof, with the Name of the Person demanding the same, and the Sum or Sums of Money thereby required to be levied by him, extracted from such Schedule, shall be deemed, adjudged, and taken

All the Persons in Arrear may be comprized in One Warrant or Schedule thereto.

taken to be a complete and perfect Copy of such Warrant; any Law, Usage, or Custom, to the contrary notwithstanding.

Places of Worship, void Spaces of Ground, etc. may be rated.

And be it further enacted by the Authority aforesaid, That it shall be lawful for the said Commissioners, and they are hereby required, at such Times as the Rates hereby directed shall be made, to rate and assess, for the Purposes aforesaid, all Churches, Church-yards, Meeting-houses, and other Places of publick Worship, or intended for that Purpose, with the Ground belonging thereunto, Hospitals, Prisons, and all other publick Buildings whatsoever, (except the London Hospital, the Parish Church of Saint Mary, Whitechapel, the Parsonage-house, Meggs's Almshouses, the Workhouse and Charity School belonging to the said Parish), and also all Buildings whilst erecting and unfinished, and all void and unoccupied Spaces of Ground, fenced in or otherwise, situate and being in, or abutting upon, the said Footpaths to be rated as aforesaid, at such Rate as the said Commissioners shall adjudge reasonable, but not exceeding Sixpence by the Year for every Square Yard of Pavement lying in the Front of such Premises; and such Rate or Rates, Assessment or Assessments, so to be from Time to Time made, shall be paid, in such Parts and Proportions as shall be ordered, directed, or appointed, by the said Commissioners, by the respective Persons after-mentioned; (that is to say) For every vacant Piece of Ground, by the Owner or Owners, or Proprietor or Proprietors thereof; for every Meeting-house, or other Place of publick Worship, by the Proprietor or Proprietors, Trustee or Trustees, or their Treasurer, Minister, or Deacon, or other Person officiating therein; and for every Hospital, Prison, or other publick Building, by the Treasurer, Master, or Keeper thereof: Which Rates they are hereby severally authorized and impowered to advance and pay out of the Monies to be received by them respectively in their several Trusts or Offices; and the said last-mentioned Rates and Assessments, as well as all other the Rates and Assessments hereby imposed, or any Part thereof,

By whom such Rates shall be paid.

thereof, shall and may likewise be recovered of the Person or Persons so required to pay the same (as also of the Landlord or Landlords, Owner or Owners, or other Person or Persons entitled to, or for whose Use the Rents and Profits of the Premises, for which the said Rates are in Arrear, have been theretofore usually received, as to One-third Part thereof, and the Whole of such Rates in Arrear, when the Premises are or have been usually occupied by Two or more Tenants, or let out in separate Apartments) by Action or Suit in any of His Majesty's Courts of Record at Westminster, or in any inferior Court, together with Costs of Suit; which said Action shall be prosecuted in the Name of the Collector, or such other Person as the said Commissioners shall appoint in general to prosecute such Suits.

Rates may be recovered by Action.

And be it further enacted by the Authority aforesaid; That all Landlords, Owners, Tenants, or Occupiers, of any waste or vacant Piece of Ground, or Scite of any House or Tenement, lying in or adjoining to any of the said Footpaths comprized in this Act, which shall lie open and unfenced from the same, or when the Fence shall be in a ruinous Condition or out of Repair, shall, within Six Days after Notice delivered to him, her, or them, or any or either of them, by Order of the said Commissioners, well and sufficiently fence in the Premises mentioned in such Notice, or cause the old Fence (if any) to be well and sufficiently repaired within the Time aforesaid; and in case such Work shall not be completely finished within the Time aforesaid, it shall be lawful for the said Commissioners to order and cause the same to be done, completed, and finished, and the Tenant or Occupier thereof, or other Person in Possession thereof, or seised thereof, to whom such Notice as aforesaid shall have been given, shall pay the Expence thereof, upon Demand of the Person authorised by the said Commissioners to receive the same; and in case of Refusal or Neglect to pay the same, it shall be lawful for the said Commissioners to bring, commence, and prosecute, One or more Action or Actions, Suit or Suits, in any of His Majesty's Courts of Re-

Vacant Ground to be fenced in at the Expence of the Occupiers, etc.

cord at Westminster, or other inferior Court, for the Recovery of such Expence, together with Costs of Suit, from the Person or Persons so neglecting or refusing to pay as aforesaid.

Occupiers
quitting with-
out paying
Rates, may be
followed, *etc.*

And be it further enacted by the Authority aforesaid, That when any Person or Persons shall quit the Occupation of any of the Messuages, Lands, Tenements, and other the Premises so rated and assessed as aforesaid, before he, she, or they shall have paid his, her, or their said Rate, that then, and in every such Case, it shall be lawful for such Person or Persons as shall be appointed by the said Commissioners for such Purposes, to levy the same by Distress and Sale of the Defaulter's Goods, by Warrant under the Hand and Seal of any One or more Justices of the Peace acting in and for the said County and Liberty aforesaid (which Warrant the said Justice or Justices is and are hereby authorized and empowered to grant) into any Place within their respective Jurisdictions, or out of the Limits thereof (such Warrant being first backed or countersigned by some Magistrate in the County, City, or Liberty, where the Distress is to be made), and the same to sell, rendering the Overplus (if any such shall be), after deducting the reasonable Charges and Expences of such Distress and Sale, to the Owner of such Goods and Chattels, upon Demand of the same.

In case of
Collectors be-
coming insol-
vent, *etc.* the
Deficiency
to be again
assessed.

And be it further enacted by the Authority aforesaid, That in case any Collector of the said Rates or Assessments shall become insolvent, or shall embezzle or make away with, detain or misapply, any Sum or Sums of Money so collected by him for the Purposes aforesaid, or shall die possessed of any Sum or Sums of Money by him or them collected by virtue of this Act, or so as the same cannot be obtained by the Time the said Commissioners shall stand in need thereof, for the Purposes for which the same was collected, then, and in every such Case, such Sum and Sums of Money shall be again rated and assessed by the said Commissioners, in such Proportion and Manner as the Rates are directed to be
made

made by this Act, and shall be collected, levied, and distrained, in such Manner, and under such Penalties, as are herein provided for collecting and levying the Rates due and payable by this Act.

And, for the better enabling the said Commissioners to carry into Execution the several Powers and Authorities hereby vested in them, and the several Directions of this Act, be it enacted by the Authority aforesaid, That it shall be lawful for the said Commissioners to borrow, upon the Credit of the Rates and Assessments to be made by virtue of this Act, any Sum or Sums of Money at Interest, and to raise any Sum or Sums of Money by the Sale of Annuities, for the natural Life or Lives of such Person or Persons as shall be nominated and appointed by the Purchaser or Contributor; so as such Annuity or Annuities do not exceed the Rate of Ten Pounds by the Hundred, and so in Proportion for any greater or less Sum to be paid as aforesaid; and so as the Purchase Money for any One Annuity exceed not the Sum of Two hundred Pounds; and so as the Monies to be raised by the Ways and Means aforesaid, or either of them, do not exceed the Sum of Three thousand Pounds.

Commissioners may borrow 3,000 *l.* at Interest; or raise it by Sale of Annuities:

No One Annuity to exceed 200 *l.*

And be it further enacted by the Authority aforesaid, That it shall be lawful for the said Commissioners to make an Order for Repayment of the Monies to be borrowed as aforesaid, and the Interest thereon, and also for the Payment of such Annuity or Annuities as shall be purchased as aforesaid, particularizing at what respective Times in the Year, and in what Proportions, the said Interest and Annuities shall be paid, according to the Agreement of the Parties upon the said Loan or Purchase; and from and immediately after such Order and Receipt for the Monies advanced shall be signed by the said Commissioners, the Monies so advanced and lent at Interest as aforesaid, and the respective Annuities so to be purchased as aforesaid, shall be, and are hereby charged upon the Rates and Assessments to be made by virtue of this Act; and the said Principal Monies, and Interest, with the said Annuities, shall be payable and paid thereout, pur-

Commissioners Order to entitle the Contributor to the Payment of his Interest and Annuity;

which shall be charged upon the Rates.

suant

Annuities
deemed inde-
feisible
Eftates;

but not liable
to the Land
Tax.

Annuities, etc.
may be af-
signed toties
quoties.

Assignments
to be entered.

As Annui-
tants die, the
Rates to be
lowered.

fuant to the said Order, to the Person or Persons advancing such Monies at Interest, their respective Executors, Administrators, and Assigns; but as to the Annuities, the same are to be paid as aforesaid, during the Term of the natural Life or Lives of the Person or Persons to be nominated by each such Purchaser or Contributor as before mentioned; and that all and every such Purchaser and Purchasers of such Annuities, and their Executors, Administrators, or Assigns, shall have good, sure, absolute, and indefeasible Estates and Interests in the said Annuity or Annuities so by him, her, or them respectively to be purchased, according to the Tenor and true Meaning of this Act; and that none of the said Annuities, or Monies advanced at Interest as aforesaid, shall be subject or liable to the Tax charged or to be charged upon Land by Authority of Parliament.

And be it further enacted by the Authority aforesaid, That it shall be lawful for the Person and Persons advancing and lending Money at Interest as aforesaid, and also for the Purchaser or Purchasers of any such Annuity or Annuities as aforesaid, and his, her, or their Executors, Administrators, or Assigns, at any Time or Times, by Writing under his, her, or their Hand and Seal or Hands and Seals, to assign their respective Interest Monies and Annuities, or any Part thereof, and their respective Right, Title, and Interest therein, or to any Part thereof, with their respective Orders for the same, and so toties quoties; and a Memorandum or Entry of all such Orders and Assignments shall be made in the Book to be kept for that Purpose at the Charge of the said Commissioners, for which Entry or Memorandum One Shilling, and no more, shall be paid; and no such Assignment shall be deemed valid, unless such Memorandum or Entry shall be first made as aforesaid.

And be it further enacted by the Authority aforesaid, That as the Payment of the said respective Annuities shall cease by the Death of the Person or Persons on whose Life or Lives the same shall be granted, the said Rates and Assessments shall be proportionally lowered, but so as not to occasion a Deficiency in the Monies wanting

wanting to defray the several Charges and Outgoings required by any Thing done in pursuance of this Act.

Provided always, and be it further enacted by the Authority aforesaid, That it shall be lawful for the said Commissioners, and they are hereby authorised and empowered, as and when any of the said Annuities shall cease, by the Death of the Person or Persons on whose Life or Lives the same shall have been granted, to raise Money by the Sale of any other Annuity or Annuities, so as the Monies to be raised by such Sale do not exceed the Monies borrowed at Interest as aforesaid; which said last-mentioned Annuities shall be subject to and governed by the Powers, Authorities, and Directions aforesaid, respecting Annuities; and the Monies to be received by the said Commissioners, upon Sale of the said last-mentioned Annuities, shall be applied in Discharge of the said Interest Monies, as far as the same will extend and go, any Thing herein contained to the contrary thereof notwithstanding.

Monies may be raised by Sale of other Annuities in the Place of those that have ceased, for the Payment of the Interest Money.

Provided always, and be it further enacted by the Authority aforesaid, That the Charges and Expences of procuring and passing this Act shall be paid out of the first Monies which shall be raised by virtue of this Act.

Expences of passing this Act to be first paid.

Provided always, and be it further enacted, That if the Surveyor or Surveyors of the Highways, within the said Parish of Saint Mary Matfellow otherwise White-chapel, do and shall, from Time to Time, and at all Times hereafter, pave, cleanse, repair, and regulate, the several Parts of the said Footpaths, in the Front of the Workhouse, the Charity-school, the Parsonage-house, and the Wall of the Church, belonging to the said Parish, and also in the Front of Meggs's Almshouses, at the same Time, and in the same uniform Manner, as the other Parts of the said Footpaths are by this Act to be paved, cleansed, repaired, and regulated, then, and in such Case, the said Commissioners shall have no Power or Jurisdiction to enforce the Execution of this

Certain Parts of the Pavement to be done by the Parish Surveyors:

But if they neglect, the Commissioners are to do it.

Act with respect to those respective Parts of the said Footpaths; but in case the said Surveyor or Surveyors shall at any Time neglect to exercise the Power and Authority hereby given for the Purposes of this Act, after Ten Days Notice in Writing given to them, or One of them, by the Surveyor or Surveyors to be appointed by virtue of this Act, then the said Commissioners shall have, and they are hereby vested with the same Jurisdiction and Power, to pave, pitch, cleanse, repair, and regulate the said Parts of the said Footpaths, or any Parts thereof belonging to the said Workhouse, Charity-school, Church-yard, and Meggs's Almshouses; and shall and may recover the Costs and Expences thereof of and from the said Parish Surveyor or Surveyors, in the same Manner as other Penalties are by this Act to be recovered; and such Surveyor or Surveyors shall and may charge such Expences in his or their Account or Accounts with the said Parish.

Clause to empower the Commissioners to pave the Footways of any adjoining Street, &c. in case Two Thirds of the Inhabitants shall request it.

And be it further enacted by the Authority aforesaid, That if, at any Time hereafter, Two Thirds or more of the Householders and Landlords or Owners of Houses and Tenements, within any the Streets, Lanes, Roads, or Passages, leading to, or opening immediately into, the said Footpaths herein-before mentioned, and authorized to be paved, shall, at any Time hereafter, apply by Petition to the said Commissioners, or any Nine or more of them, expressing their Desire to have the same paved and cleansed of Encroachments, Nuisances, Obstructions, and Annoyances, that then it shall and may be lawful for the said Commissioners, or any Nine or more of them, to cause the same to be done; and they are hereby impowered to rate and assess the Inhabitants of such Street, Lane, Road, or Passage, for the Purposes aforesaid (so as such Assessment does not exceed One Shilling and Sixpence in the Pound), and to raise Monies upon Annuities for Lives, or otherwise, upon the Credit of such Rate or Assessment, sufficient for defraying the Expences of the said Works only; and the Pavement of the said Street, Lane, Road, or Passage, comprehended

comprehended in such Petition, shall, after an Order made by the said Commissioners, or any Nine or more of them, for the Purposes aforesaid, be from thenceforth vested in the said Commissioners appointed by this Act, and such Street, Lane, Road, or Passage, shall remain under the same Government, Direction, and Management of them and their Officers, or other Persons appointed by them for that Purpose, as the said Footpaths first authorised to be paved; and the said Commissioners, Officers, Servants, Workmen, and other Persons acting under them, shall have the same Power and Authority in, over, and through, such Street, Lane, Road, or Passage, petitioned for as aforesaid, and the several Inhabitants, Landlords, Tenants, and Occupiers thereof, Companies, Commissioners, Bodies Politick and Corporate, and their Officers, Servants, and Workmen, and all and every other Person or Persons whatsoever interested or entitled to any Privilege therein, and every Matter and Thing relating to the Premises, as the said Commissioners appointed by this Act, and their Officers, Servants, and Workmen, acting under them, are invested with by this Act, for the better Management, ordering, regulating, and rendering more commodious, the said Footpaths hereby first authorised to be paved; and every Clause, Matter, and Thing contained in this Act, shall be construed, adjudged, deemed, and taken to extend to every such Street, Lane, Road, or Passage, petitioned for as aforesaid, as also to the several Inhabitants, Landlords, Tenants, and Occupiers thereof, Companies, Commissioners, Bodies Politick and Corporate, their Officers, Servants, and Workmen, and all and every other Person and Persons interested or entitled to any Privilege therein, and every Matter or Thing relating to, or in anywise concerning the Premises, in like Manner as the same Clauses extend, or shall be judged or construed to extend, in similar Cases, to the said Footpaths first authorised to be paved, and the several Inhabitants, Landlords, Tenants, and Occupiers thereof, Companies, Commissioners, Bodies Politick and

8

and Corporate, and all and every other Person or Persons whatsoever, interested or entitled to any Privilege therein, or to any Matter or Thing relating to the Premises; and the like Penalties, Forfeitures, and Punishments, shall be inflicted, and for the like Causes, as are herein expressed, and shall be sued for, recovered, levied, and executed, in the same Manner.

The Accounts
for paving
such Streets,
&c. to be
kept separate.

Provided always, and be it enacted by the Authority aforesaid, That the Accounts of the Receipts and Disbursements arising upon the Works to be done for the Street, Lane, Road, or Passage, comprised in such Petition, and all other Business and Transactions relating thereto, shall be kept separate and distinct from the Accounts of the Receipts and Disbursements arising in consequence of the Works to be done in the said Footpaths herein-before first authorized to be paved, and other Business and Transactions relating thereto; but that such Accounts, as also the Accounts of the Business arising in consequence of any subsequent Petition, shall be kept separate and distinct from each other, and in no wise interfere one with the other; and the Monies, Cash, or Fund of each Account shall be applied to the Uses only for which such Account is kept, and for no other Use or Purpose whatsoever.

Penalties may
be mitigated.

And be it further enacted by the Authority aforesaid, That it shall be lawful for the said Commissioners, from Time to Time, to compound and agree with any Person or Persons against whom any Action or Actions, Suit or Suits, shall be brought, commenced, or prosecuted, for any Penalty or Penalties contained in this Act, or in any Contract or Contracts hereafter to be entered into, on account of any Breach or Nonperformance of any such Contract or Contracts, for such Sum or Sums of Money as they shall think proper; and also to mitigate, compound, or lessen, any other the Forfeitures incurred under this Act; so as the Sums so compounded and agreed for be not less than the Injury or Damage sustained by the Breach or Nonperformance of any Clause comprised in this Act, or of such Contract or Contracts, and all the Costs, Charges, and Expences, which shall

How far they
may be miti-
gated.

be occasioned thereby; and so as the Mitigation of the other Forfeitures as aforesaid do not extend to remit above One Moiety of the said Forfeitures respectively.

And be it further enacted by the Authority aforesaid, That it shall be lawful for any of the Justices of the Peace (although such Justices shall be Commissioners for the Purposes of this Act) to hear and determine any of the said Offences, and also to hear and determine, at any Sessions of the Peace for the said County, any Appeal that may be brought or prosecuted against any Rate or Conviction to be made under or by the Authority of this Act, although such Justice or Justices shall have signed or allowed such Rate, or made such Conviction; and in all Cases where Cognizance is given by this Act to any Justice or Justices of the Peace, it shall be lawful for such Justice or Justices to administer an Oath to any Person or Persons, for more certain Information in the Matter depending: And in all Cases where the Commissioners are authorised and impowered to bring or institute any Action at Law, or where it shall be fit or necessary to prosecute any Information or Indictment touching the Premises, the same shall and may be brought, instituted, and prosecuted by, or in the Name or Names of, the Treasurer or Treasurers appointed by virtue of this Act; and such Treasurer or Treasurers is and are hereby indemnified in every such Action or Actions, Prosecution or Prosecutions, by the Monies to be raised by virtue of this Act.

Commissioners who are Justices may act as such;

and administer Oaths.

Actions may be instituted in the Name of the Treasurer.

Provided always, and be it further enacted by the Authority aforesaid, That if any Person shall think himself or herself aggrieved by any Thing done in pursuance of this Act, and for which no particular Method of Relief hath been already appointed, such Person may appeal to the Justices of the Peace, at any Sessions of the Peace to be held for the said County or Liberty aforesaid, and within Three Calendar Months after the Cause of such Complaint shall have arisen, such Appellant first giving, or causing to be given, Eight Days Notice at the least,

Persons aggrieved may appeal to the Sessions;

least, in Writing, of his or her Intention to bring such Appeal, and of the Matter thereof, to the Clerk of the said Commissioners, and within Four Days after such Notice entering into a Recognizance before some Justice of the Peace for the said County, with Two sufficient Sureties, conditioned to try such Appeal at, and abide the Order of, and to pay such Costs as shall be awarded by, the Justices at any such Sessions; and the said Justices, at such Sessions, upon due Proof of such Notice being given as aforesaid, and of the entering into such Recognizance, shall hear and finally determine the Causes and Matter of such Appeal in a summary Way, and award such Costs to the Parties appealing, or appealed against, as they the said Justices shall think proper, and are authorised to do at any Quarter Sessions; and the Determination of such Sessions shall be final, binding, and conclusive, to all Intents and Purposes.

whose Determination shall be final.

Penalties and Forfeitures how to be recovered and applied.

And be it further enacted by the Authority aforesaid, That all Penalties and Forfeitures by this Act imposed (the Manner of levying and recovering whereof is not hereby otherwise particularly directed) shall be levied and recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of One Justice of the Peace acting in and for the said County or Place, and within his proper Jurisdiction, (which Warrant such Justice is hereby impowered and authorised to grant, upon the Confession of the Party or Parties, or upon the Information of any One or more credible Witnesses or Witnesses upon Oath); and the Penalties and Forfeitures, when recovered, after rendering the Overplus (if any be) upon Demand, to the Party or Parties whose Goods and Chattels shall be so distrained and sold (the Charges of such Distress and Sale being first deducted), shall be paid to the Treasurer to the said Commissioners for the Time being, and be applied towards the Purposes of this Act; and in case sufficient Distress shall not be found, or such Penalties and Forfeitures shall not be paid forthwith, it shall be

be lawful for such Justice, and he is hereby authorised and impowered, by Warrant under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction of such County or Place, there to remain without Bail or Mainprize, for any Time not exceeding Two Calendar Months, nor less than Fourteen Days, unless such Penalties and Forfeitures, and all reasonable Charges, shall be sooner fully paid and satisfied.

Provided always, and be it further enacted by the Authority aforesaid, That it shall be lawful for the said Commissioners to reward any Informer or Informers, as they shall think proper, so as such Reward does not exceed One Moiety of the Penalties and Forfeitures arising from the Information of such Informer or Informers; any Thing herein contained to the contrary notwithstanding.

Commissioners may reward Informers.

And be it further enacted by the Authority aforesaid, That where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Default or Want of Form in any Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers ab initio on account of any Irregularity which shall be hereafter done by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity may recover full Satisfaction for the special Damages in an Action on the Case.

Distress not to be deemed unlawful for Want of Form.

Provided always, and be it further enacted by the Authority aforesaid, That no Plaintiff or Plaintiffs shall recover, in any Action for any such Irregularity, Trespass, or other Proceedings, if Tender of sufficient Amends shall be made, by or on the Behalf of the Party or Parties who shall have committed any such Irregularity, Trespass, or wrongful Proceedings, before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful for the Defendant or Defendants

Plaintiff not to recover if Tender of Amends hath been made.

Defendants in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they, shall see fit, whereupon such Proceedings, or Orders and Judgements, shall be had, made, and given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Writings to
be without
Stamps.

And be it further enacted by the Authority aforesaid, That no Nomination, Contract, Bond, Warrant, Judgement, or other Writing whatsoever, under the Hand and Seal or Hands and Seals of, or only signed by, any Commissioner or Commissioners, or Justice or Justices of the Peace, or exhibited before them, or under the Hand and Seal or Hands and Seals of, or only signed by, any other Person or Persons whatsoever, relating to the Execution of this Act, shall be chargeable with any Stamp-duty whatsoever.

Proceedings to
be entered in
a Book ;

And be it further enacted by the Authority aforesaid, That all Orders and Proceedings of the said Commissioners, at their Meetings, shall be entered in a Book or Books to be kept for that Purpose ; and such Orders and Proceedings so entered shall be signed by the Clerk or Clerks, at any Meeting of the said Commissioners assembled, as the Case shall require ; and such Orders shall be deemed and taken to be original Orders ; which said Book or Books shall and may be produced and read in Evidence in all Courts whatsoever.

which may be
read in Evi-
dence.

Proceedings
not to be
quashed for
Want of
Form, nor re-
moved by Cer-
tiorari.

And be it further enacted by the Authority aforesaid, That no Proceedings to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or other Matter or Thing to be done or transacted in, or relating to, the Execution of this Act, shall be vacated or quashed for Want of Form, or be removed by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at Westminster ; any Law or Statute to the contrary notwithstanding.

Limitation of
Actions.

And be it further enacted by the Authority aforesaid, That no Action or Suit shall be commenced against
any

any Person or Persons for any Thing done in pursuance of this Act, until Twenty-one Days Notice shall be thereof given, in Writing, to the Clerk to the said Commissioners, or after sufficient Satisfaction, or Tender thereof, hath been made to the Party or Parties aggrieved; or after Six Calendar Months next after the Fact committed for which such Action or Actions, Suit or Suits, shall be so brought; and every such Action shall be brought, laid, and tried, in the County or Place where such Matters and Things respectively shall be committed or done, and not in any other County or Place; and the Defendant or Defendants in such Actions and Suits, and every of them, may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial or Trials which shall be had thereupon, and that the Matter or Thing for which such Action or Actions, Suit or Suits, shall be so brought, was done in pursuance and by the Authority of this Act: And if the said Matter or Thing shall appear to have been so done, or if it shall appear that such Action or Suit was so brought before Twenty-one Days Notice thereof given as aforesaid, or that sufficient Satisfaction was made or tendered as aforesaid, or if any such Action or Suit shall not be commenced within the Time before for that Purpose limited, or shall be laid in any other County or Place than as aforesaid, then the Jury or Juries shall find for the Defendant or Defendants therein; and if a Verdict or Verdicts shall be found for such Defendant or Defendants, or if the Plaintiff or Plaintiffs in such Action or Actions, Suit or Suits, shall become nonsuited, or suffer a Discontinuance of such Action or Actions, or if, upon any Demurrer or Demurrers in such Action or Actions, Judgement shall be given for the Defendant or Defendants therein, then, and in either of the Cases aforesaid, such Defendant or Defendants shall have Treble Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants may have for his, her, or their Costs, in any Cases by Law.

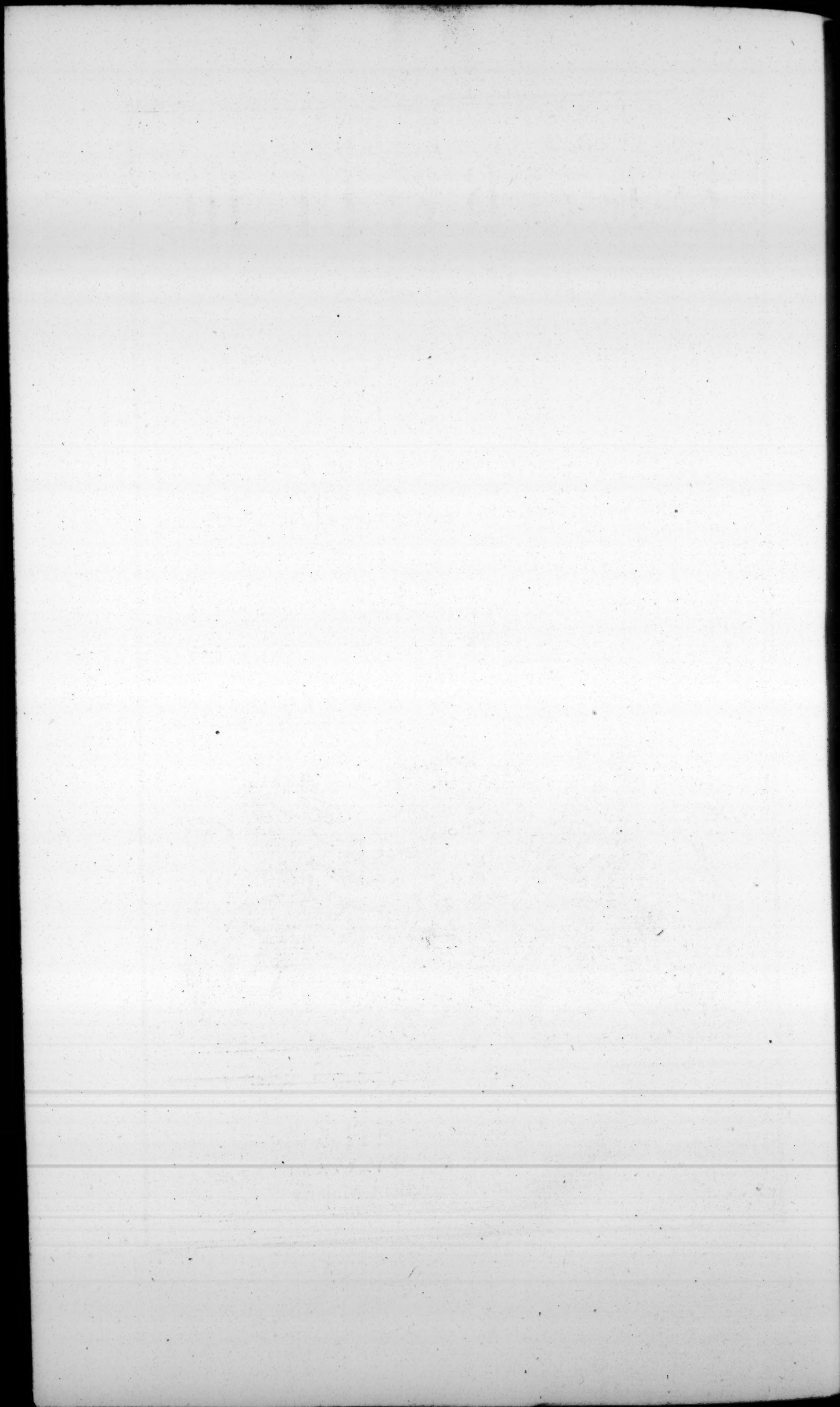
General Issue.

Treble Costs.

Publick Act.

And be it further enacted by the Authority aforesaid, That this Act shall be taken and allowed in all Courts of Justice as a publick Act; and all Judges, Justices, and others, are hereby required to take Notice thereof as such, without the same being specially pleaded,

F I N I S.



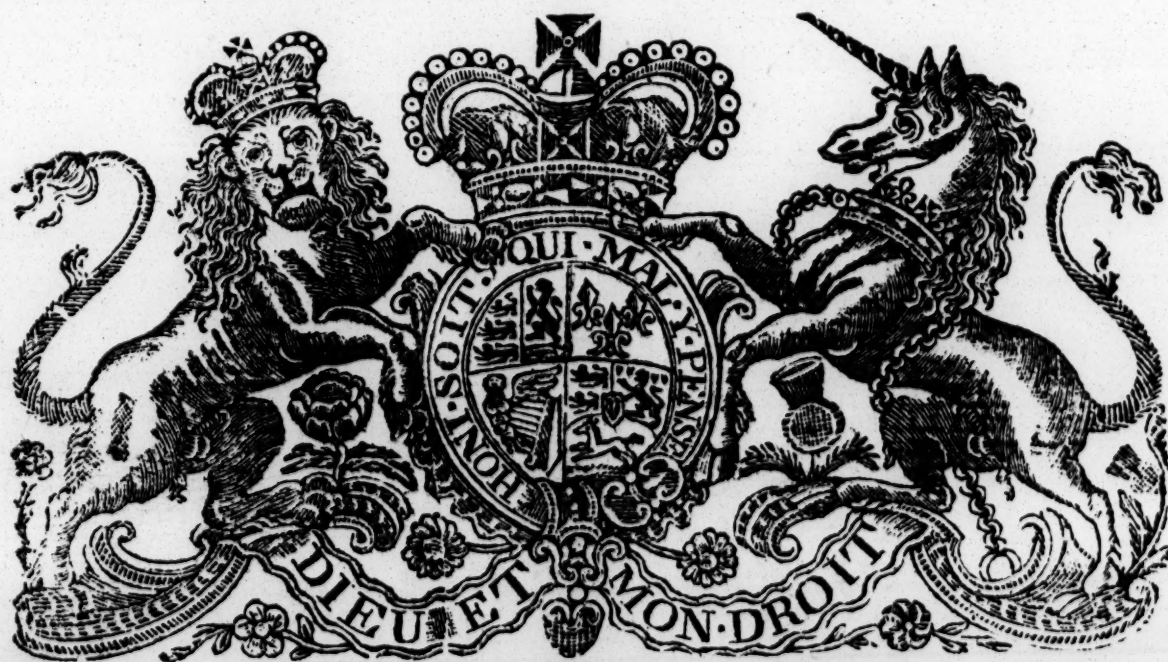
ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France,* and *Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

GEORGE III

1760

1761

1762

1763

1764

1765

1766

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1772

1773

1774

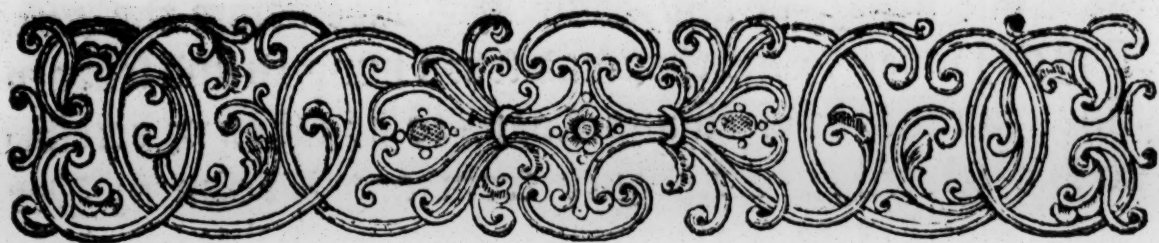
1775

1776

1777

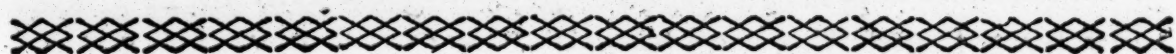
1778

1779



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXXVIII.

An Act for raising a certain Sum of Money by Loans or Exchequer Bills, for the Service of the Year One thousand seven hundred and seventy-eight.

Most Gracious Sovereign,



WE, Your Majesty's most dutiful and loyal Preamble.
Subjects, the Commons of Great Bri-
tain, in Parliament assembled, towards
raising the necessary Supplies which we
have chearfully granted to Your Majesty
in this Session of Parliament, have re-

solved to give and grant unto Your Majesty the Sum
herein-after mentioned; and do therefore most humbly
beseech Your Majesty that it may be enacted; and be it
enacted by the King's most Excellent Majesty, by and
with the Advice and Consent of the Lords Spiritual and
Temporal, and Commons, in this present Parliament
assembled, and by the Authority of the same, That it
shall and may be lawful to and for the Commissioners of
His Majesty's Treasury now or for the Time being, or

Commission-
ers of the
Treasury
may raise
1,500,000 l.

by Loans and
Exchequer
Bills, before
Jan. 5, 1779,

in Manner as
by the Land
Tax Act of
this Session is
prescribed, &c.

The Clause in
the said Act
relating to
Loans or Bills,

(except, &c.)

extended to
this Act.

Exchequer
Bills so issued
not to be re-
ceived again
in Payment of
any Taxes,

any Three or more of them, or the High Treasurer for the Time being, at any Time or Times before the Fifth Day of January, One thousand seven hundred and seventy-nine, to cause or direct any Loans to be taken or received at His Majesty's Exchequer from any Person or Persons, Natives or Foreigners, Body or Bodies Politick or Corporate, or any Number of Exchequer Bills to be made out there for any Sum or Sums of Money, not exceeding in Loans and Exchequer Bills together, in the Whole, the Sum of One million five hundred thousand Pounds, in the same or like Manner, Form, and Order, and according to the same or like Rules and Directions, as in and by an Act of this present Session of Parliament, (intituled, An Act for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-eight,) are prescribed concerning the Loans or Exchequer Bills to be taken or made in pursuance of the said Act.

And be it further enacted by the Authority aforesaid, That all and every the Clauses, Provisoos, Powers, Privileges, Advantages, Penalties, Forfeitures, and Disabilities, contained in the said last-mentioned Act, relating to the Loans or Exchequer Bills authorised to be made by the same Act, (except such Clauses as do charge the same on the Taxes granted by the same Act, and except such Clauses as limit the Rate of Interest to be paid for the Forbearance of Money lent on the Credit of the said Act, and also except as is herein-after mentioned), shall be applied and extended to the Loans and Exchequer Bills to be made in pursuance of this Act, as fully and effectually, to all Intents and Purposes, as if the same Loans or Exchequer Bills had been originally authorised by the said last-mentioned Act, or as if the said several Clauses or Provisoos had been particularly repeated and re-enacted in the Body of this Act.

Provided always, and be it further enacted by the Authority aforesaid, That no Exchequer Bill or Bills to be made out by virtue of this Act, shall, after the same hath or have been issued at the Exchequer, be afterwards, at

any

any Time before the Sixth Day of April, One thousand seven hundred and seventy-nine, received or taken, or paid or be current, to any Receiver or Collector, in Great Britain, of the Customs, Excise, or any Revenue, Supply, Aid, or Tax whatsoever, due or payable to His Majesty, His Heirs or Successors, or at the Receipt of the Exchequer, from any such Receiver or Collector, or from any other Person or Persons, Bodies Politick or Corporate, otherwise or on any other Account than for the Discharge and cancelling of such Bills, in case the same shall be in due Course or Order of Payment before the said Sixth Day of April; nor shall any such Receiver or Collector exchange, at any Time before the said Sixth Day of April, for any Money of such Revenues, Aids, Taxes, or Supplies, in his Hands, any Exchequer Bill or Bills which shall have been issued as aforesaid by virtue of this Act; nor shall any Action be maintained against any such Receiver or Collector for neglecting or refusing to exchange any such Bill or Bills for ready Money, before the said Sixth Day of April, any Thing in the said Act made in this present Session of Parliament, (intituled, An Act for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain*, for the Service of the Year One thousand seven hundred and seventy-eight,) or this Act, contained to the contrary notwithstanding.

nor exchanged before
April 6, 1779.

Action not to
lie for such
Refusal.

And be it further enacted by the Authority aforesaid, That all such Loans or Exchequer Bills, together with the Interest, Premium, Rate, and Charges, incident to or attending the same, shall be, and are hereby charged and chargeable upon, and shall be repaid or borne by or out of the first Aids or Supplies which shall be granted in the next Session of Parliament; and in case sufficient Aids or Supplies for that Purpose shall not be granted before the Fifth Day of July, One thousand seven hundred and seventy-nine, then all the said Loans or Exchequer Bills, with the Interest, Premium, Rate, and Charges, incident to or attending the same, shall be, and are hereby charged and chargeable upon such Monies as, at any Time or Times at or after the said Fifth Day of July, shall be or remain in the Receipt of the Exchequer

Money so
raised to be
repaid out of
the next par-
liamentary
Aid;

and if none
be granted be-
fore July 5,
1779,

to be charged
on the Sink-
ing Fund.

of the Surplusses, Excesses, Overplus-monies, and other Revenues composing the Fund commonly called The Sinking Fund, (except such Monies of the said Sinking Fund as are appropriated to any particular Use or Uses by any Act or Acts of Parliament in that Behalf); and such Monies of the said Sinking Fund shall and may be issued and applied, as soon as the same can be regularly stated and ascertained, for and towards paying off, cancelling, and discharging, such Loans or Exchequer Bills, Interest, Premium, Rate, or Charges, until the Whole of them shall be paid off, cancelled, and discharged, or Money sufficient for that Purpose be kept and reserved in the Exchequer, to be payable on Demand to the respective Proprietors thereof.

Monies so issued to be replaced out of the first Supplies.

Provided always, and be it enacted by the Authority aforesaid, That whatever Monies shall be so issued out of the said Surplusses, Excesses, Overplus-monies, or other Revenues composing the Sinking Fund, shall from Time to Time be replaced by and out of the first Supplies to be then after granted in Parliament; any Thing herein contained to the contrary notwithstanding.

Bank of England authorised to advance the said Sum on the Credit of this Act;

Act 5 & 6 Gul. & Maria notwithstanding.

And be it declared and further enacted by the Authority aforesaid, That it shall and may be lawful for the Governor and Company of the Bank of England to advance or lend to His Majesty, in like Manner, at the Receipt of the Exchequer, upon the Credit of Loan granted by this Act, any Sum or Sums of Money not exceeding in the Whole the Sum of One million five hundred thousand Pounds, any Thing in an Act, made in the Fifth and Sixth Years of the Reign of King William and Queen Mary, (intituled, An Act for granting to Their Majesties several Rates and Duties upon Tonnage of Ships and Vessels, and upon Beer, Ale, and other Liquors, for securing certain Recompences and Advantages, in the said Act mentioned, to such Persons as shall voluntarily advance the Sum of One million five hundred thousand Pounds towards carrying on the War against *France*;) to the contrary thereof in anywise notwithstanding.

F I N I S,



ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N:

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

AND RECORD

GEORGE III

REIGN

1760-1820

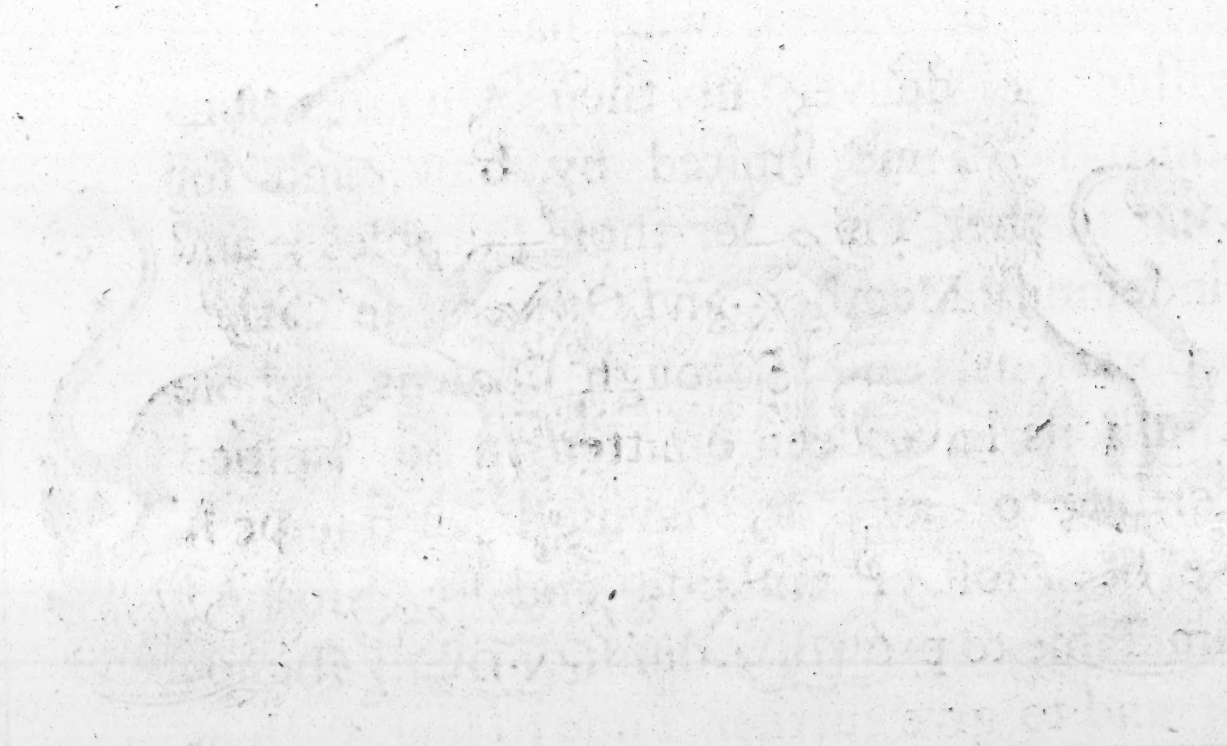
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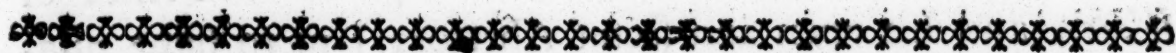
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ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XXXIX.

An Act to indemnify such Persons as have omitted to qualify themselves for Offices and Employments; and to indemnify Justices of the Peace, or others, who have omitted to register or deliver in their Qualifications within the Time limited by Law, and for giving further Time for those Purposes; and to indemnify Members and Officers, in Cities, Corporations, and Borough Towns, whose Admissions have been omitted to be stamped according to Law, or, having been stamped, have been lost or mislaid; and for allowing them Time to provide Admissions duly stamped; and to give further Time to such Persons as have omitted to make and file Affidavits of the Execution of Indentures of Clerks to Attornies and Solicitors.

Preamble.



Persons who
have omitted
to qualify
themselves
agreeable to
Act 1 Geo. I.

WHEREAS divers Persons, who, on account of their Offices, Places, Employments, or Professions, or any other Cause or Occasion, ought to have taken and subscribed the Oaths, or the Assurance respectively, appointed to be by such Persons taken and subscribed, in and by an Act made in the First Year of the Reign of His late Majesty King George the First, of glorious Memory, (intituled, An Act for the further Security of His Majesty's Person and Government, and the Succession of the Crown in the Heirs of the late Princess *Sophia*, being Protestants; and for extinguishing the Hopes of the pretended Prince of *Wales*, and his open and secret Abettors;) or to have qualified themselves according to an Act, made in the Thirteenth Year of the Reign of King Charles the Second, (intituled, An Act for the well-governing and regulating Corporations;) or to have qualified themselves according to another Act, made in the Twenty-fifth Year of the Reign of King Charles the Second, (intituled, An Act for preventing the Dangers which may happen from Popish Recusants, by receiving the Sacrament of the Lord's Supper, according to the Usage of the Church of *England*, and making and subscribing the Declaration against Transubstantiation therein mentioned;) or according to another Act, made in the Thirtieth Year of the Reign of King Charles the Second, (intituled, An Act for the more effectual preserving the King's Person and Government, by disabling Papists from sitting in either House of Parliament;) or according to another Act, made in the Eighth Year of the Reign of His late Majesty King George the First, (intituled, An Act for granting the People called *Quakers* such Forms of Affirmation or Declaration as may remove the Difficulties which many of them lie under;) or according to another Act, made in the Ninth Year of the Reign of His late Majesty King George the Second, (intituled, An Act for indemnifying Persons who have omitted to qualify themselves for Offices within the Time limited by Law, and for allowing further Time for that Purpose;

Purpose; and for amending so much of an Act, passed in the Second Year of the Reign of His present Majesty, as requires Persons to qualify themselves for Offices before the End of the next Term, or Quarter Sessions; and also for enlarging the Time limited by Law for making and subscribing the Declaration against Transubstantiation; and for allowing a further Time for Inrolment of Deeds and Wills made by Papists; and for Relief of Protestant Purchasers, Devisees, and Lessees;) or according to another Act, made in the Eighteenth Year of the Reign of His late Majesty King George the Second, (intituled, An Act to amend and render more effectual an Act, passed in the Fifth Year of His present Majesty's Reign, intituled, *An Act for the further Qualification of Justices of the Peace*;) or according to another Act, made in the Sixth Year of the Reign of His present Majesty, (intituled, An Act for altering the Oath of Abjuration, and the Assurance; and for amending so much of an Act, made in the Seventh Year of the Reign of Her late Majesty Queen Anne, intituled, *An Act for the Improvement of the Union of the Two Kingdoms*, as, after the Time therein limited, requires the Delivery of certain Lists and Copies therein mentioned to Persons indicted of High Treason, or Misprision of Treason); have, through Ignorance of the Law, Absence, or some unavoidable Accident, omitted to take and subscribe the said Oaths and Assurance, and make and subscribe the Declaration required by Law, or otherwise to qualify themselves as aforesaid, within such Time, and in such Manner, as in and by the said Acts respectively, or by any other Act of Parliament in that Behalf made, is required, whereby they have incurred, or may be in Danger of incurring, divers Penalties and Disabilities: For quieting the Minds of His Majesty's Subjects, and for preventing any Inconveniencies that might otherwise happen by Means of such Omissions; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all and every Person or Persons, who, at or before the

Act 18 Geo. II.

and Act 6 Geo. III.

before the
passing of this
Act;

and who shall,
on or before
Dec. 25, 1778,
qualify them-
selves,

passing of this Act, hath or shall have omitted to take and subscribe the said Oaths and Declarations, or to receive the Sacrament of the Lord's Supper, or otherwise to qualify him, her, or themselves, within such Time, and in such Manner, as in and by the said Acts, or any of them, or by any other Act of Parliament in that Behalf made, is required; and who, after accepting any such Office, Place, or Employment, or undertaken any Profession or Thing on account of which such Qualifications ought to have been had, and is required, before the passing of this Act, hath or have taken and subscribed the said Oaths, or made the Declarations required by Law, and also received the Sacrament of the Lord's Supper, according to the Usage of the Church of England, or who, on or before the Twenty-fifth Day of December, One thousand seven hundred and seventy-eight, shall take and subscribe the said Oaths, Declarations, and Assurance respectively, in such Cases wherein by Law the said Oaths, Declarations, and Assurance, ought to have been taken or subscribed, in such Manner and Form, and at or in such Place or Places, as are appointed in and by the said Act, made in the First Year of the Reign of His said late Majesty King George the First, or by any other Act or Acts of Parliament in that Behalf made and provided, and also hath or have received, or shall, on or before the said Twenty-fifth Day of December, One thousand seven hundred and seventy-eight, receive the Sacrament of the Lord's Supper, according to the Usage of the Church of England, in such Cases wherein the said Sacrament ought to have been received, and hath or have made and subscribed, or shall, on or before the said Twenty-fifth Day of December, One thousand seven hundred and seventy-eight, make and subscribe the said Declaration against Transubstantiation, and also hath or have made and subscribed, or shall, on or before the said Twenty-fifth Day of December, One thousand seven hundred and seventy-eight, make and subscribe the said Declaration, in the said Statute made in the Thirtieth Year of King Charles the Second, in such Cases wherein the said Declarations ought to have been made and subscribed, and

take

take and subscribe the Oath directed by the said Act, made in the Eighteenth Year of the Reign of His late Majesty King George the Second, in such Cases wherein the said Oath ought to have been taken and subscribed, in such Manner as by the said Act is directed, shall be, and are hereby indemnified, freed, and discharged, from and against all Penalties, Forfeitures, Incapacities, and Disabilities incurred, or to be incurred, for or by reason of any Neglect or Omission, previous to the passing of this Act, of taking or subscribing the said Oaths or Assurance, or receiving the Sacrament, or making or subscribing the said Declarations, or taking or subscribing the said Oath, according to the above-mentioned Acts, or any of them, or any other Act or Acts; and such Person and Persons is and are, and shall be, fully and actually recapacitated and restored to the same State and Condition as he, she, or they were in before such Neglect or Omission, and shall be deemed and adjudged to have duly qualified him, her, or themselves, according to the above-mentioned Acts, and every of them: And that all Elections of, and Acts done or to be done by, any such Person or Persons, or by Authority derived from him, her, or them, are and shall be of the same Force and Validity as the same, or any of them, would have been if such Person or Persons respectively had taken the said Oath or Assurance, and received the Sacrament of the Lord's Supper, and made and subscribed the said Declarations, and taken and subscribed the said Oath, according to the Direction of the said Acts, and every or any of them; and that the Qualification of such Person or Persons, qualifying themselves in Manner, and within the Time appointed by this Act, shall be, to all Intents and Purposes, as effectual as if such Person or Persons had respectively taken the said Oaths and Assurance, and received the Sacrament, and made and subscribed the said Declaration, and taken and subscribed the said Oath, within the Time, and in the Manner appointed by the several Acts before mentioned.

Provided always, That this Act, or any Thing herein contained, shall not extend, or be construed to extend, to indemnify any Person against whom final Judgement

shall

shall be indemnified against Forfeitures.

Not to indemnify any Person for any Penalty incurred by neglecting to qualify himself.

shall have been given, in any Action of Debt, Bill, Complaint, or Information, in any of His Majesty's Courts of Record, for any Penalty incurred by having neglected to qualify himself within the Time limited by Law.

Persons producing Appointments and Admissions before
Dec. 25, 1778,

shall be confirmed, and qualified to act as Clerk, Officer, or Member of Corporations, etc.

And whereas the Appointments of divers Clerks of the Peace, Town Clerks, and other Publick Officers, and the Admissions of divers Members, and Officers of Cities, Corporations, and Borough Towns, or the Entries of such Admissions in the Court Books, Rolls, or Records, of such Cities, Corporations, and Borough Towns, which by several Acts of Parliament are directed and required to be stamped, may not have been provided, or the same not stamped, or may have been lost or mislaid; be it further enacted by the Authority aforesaid, That, for the Relief of such Persons whose Appointments and Admissions, or the Entries of whose Admissions as aforesaid, may not have been provided, or not duly stamped, or where the same have been lost or mislaid, it shall and may be lawful to and for such Persons, on or before the Twenty-fifth Day of December, One thousand seven hundred and seventy-eight, to provide, or cause to be provided, Appointments and Admissions, or Entries of Admissions, as aforesaid, duly stamped; or, in case where such Appointments, Admissions, or Entries of Admissions, as aforesaid, have been made or provided, but have not been duly stamped, to produce such Appointments, Admissions, or Entries of Admissions, as aforesaid, to the Commissioners appointed to inspect and manage the Revenues of the Stamp-duties, to be duly stamped; which such Commissioners are hereby authorised, impowered, and required, to duly stamp, on Payment of the Duties first payable, or to have been paid on such Appointments, Admissions, or Entries of Admissions, as aforesaid, without any Fine or Forfeiture thereon; and such Persons so providing Appointments, Admissions, or Entries of Admissions, as aforesaid, duly stamped, or procuring the same to be duly stamped, in Manner aforesaid, are and shall be hereby confirmed and qualified to act as Clerk of the Peace, Town Clerk, or other Publick Officer, or Member or Members, Officer or Officers, of such Cities, Corporations,

tions, and Borough Towns respectively, to all Intents and Purposes; and shall and may hold and enjoy, and execute such Offices, or any other Office or Offices into which he or they hath or have been elected, notwithstanding his or their Omission, or the Omission of any of their Predecessors, in such Cities, Corporations, or Borough Towns, as aforesaid; and shall be indemnified and discharged of and from all Incapacities, Disabilities, Forfeitures, Penalties, and Damages, by reason of any such Omission; and none of his or their Acts shall be questioned or avoided by reason of the same.

may enjoy all Offices into which they have been elected;

and shall be indemnified from all Penalties and Damages incurred by reason of Omissions.

Provided always, That this Act, or any Thing herein contained, shall not extend, or be construed to extend, to restore or intitle any Person or Persons to any Office or Employment, Benefice, Matter, or Thing whatsoever, already actually avoided by Judgement of any of His Majesty's Courts of Record, or already legally filled up or enjoyed by any other Person; but that such Office, Employment, Benefice, Matter, or Thing, so avoided, or legally filled up and enjoyed, shall be and remain in and to the Person or Persons who is or are now, or shall, at the passing of this Act, be legally intitled to the same, as if this Act had never been made.

Not to extend to restore Persons to any Office avoided by Judgement.

And whereas many Persons have omitted to cause Affidavits to be made, and afterwards to be filed in the proper Office, of the actual Execution of several Contracts in Writing entered into by them to serve as Clerks to Attornies or Solicitors, within the Time in which the same ought to have been done, and many Infants, and others, may thereby incur certain Disabilities; for preventing thereof, and relieving such Persons, be it enacted by the Authority aforesaid, That every Person who, at the passing of this Act, shall have neglected or omitted to cause any such Affidavit or Affidavits as aforesaid to be made and filed, and who, on or before the First Day of Michaelmas Term, One thousand seven hundred and seventy-eight, shall cause One or more Affidavit or Affidavits to be made, and afterwards to be filed, in such Manner as the same ought to have been made and filed in due Time, shall be, and is hereby indemnified, freed, and

Persons who shall cause Affidavits to be filed before Michaelmas Term, 1778,

are indemni-
fied and dis-
charged from
Penalties.

discharged, from and against all Penalties, Forfeitures, Incapacities, and Disabilities, in or by any Act or Acts of Parliament mentioned and incurred, or to be incurred, for or by reason of such Neglect or Omission; and every such Affidavit and Affidavits so to be made, and which shall be duly filed on or before the said First Day of Michaelmas Term, One thousand seven hundred and seventy-eight, shall be as effectual, to all Intents and Purposes, as if the same had been made and filed within the respective Times the same ought, by the Laws now in being for that Purpose, to have been made and filed.

Persons pro-
secuted and
hereby meant
to be indem-
nified, may
plead the Ge-
neral Issue.

And be it further enacted, That in case any Action, Suit, Bill of Indictment, or Information, shall, from and after the passing of this Act, be brought, carried on, or prosecuted, against any Person or Persons hereby meant or intended to be indemnified, recapacitated, or restored, for or on account of any Forfeiture, Penalty, Incapacity, or Disability whatsoever incurred, or to be incurred, by any such Neglect or Omission, such Person or Persons may plead the General Issue, and, upon their Defence, give this Act, and the Special Matter, in Evidence, upon any Trial to be had thereupon.

F I N I S.

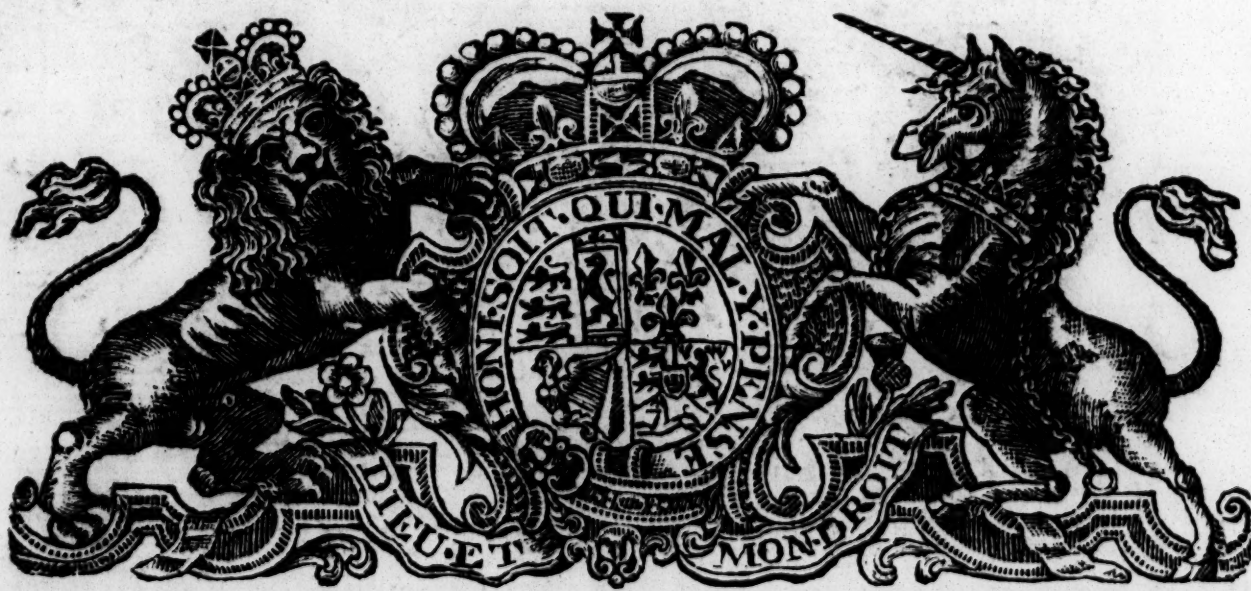
ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France*, and *Ireland*, King, Defender of the Faith, &c.

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AND

GEORGE III.

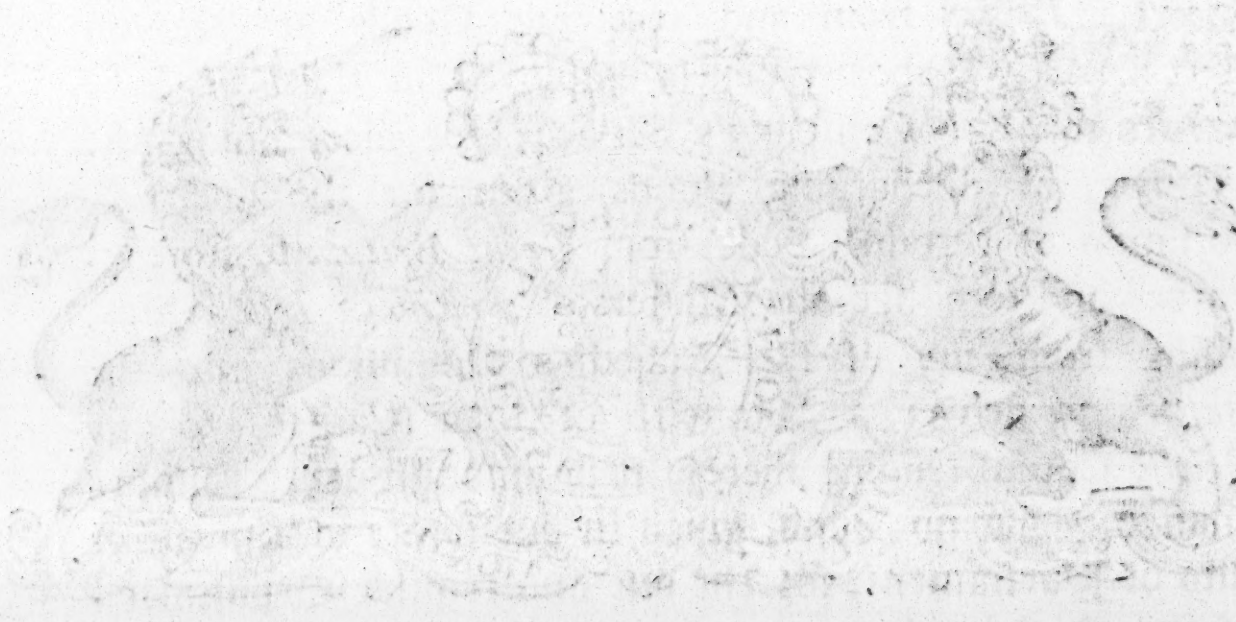
1760

DECEMBER 10

A Bill for the better Regulation of the
Trade and Commerce of the Colonies
in America, and for the more effectual
Execution of the Acts relating to the
said Trade and Commerce.

Enacted by His Majesty's most Excellent
Majesty King George the Third, by His
Majesty's Command, in the fifth Year of
His Majesty's said Majesty's Majesty.

IN PARLIAMENT ASSEMBLED.



Printed by W. Baskett, at the Office of the
Printer to the House of Commons, in the
City of London.

1760

Printed by W. Baskett, at the Office of the
Printer to the House of Commons, in the
City of London.

1760

ANNO DECIMO OCTAVO

Georgii III. Regis.

C A P. XL.

An Act to repeal such Part of an Act, made in the last Session of Parliament, as relates to the Manner of discharging Bonds given for the due Exportation of certain Goods from *Great Britain* to Foreign Parts; and to extend such Part of the same Act, as obliges the Master of *British* or *Irish* Ships, sailing from any of His Majesty's Dominions into the *Baltic*, to deliver a Manifest of their Cargoes to the *British* Consul residing there, to the like Vessels sailing into *Denmark*, *Norway*, and *Archangel*.



WHEREAS by an Act made in the last Session of Parliament, (intituled, An Act to prevent the clandestine unshipping from and receiving Goods at Sea on board Vessels employed in the *East India* Company's Service; for ascertaining the Manner of discharging Bonds given for the due Exportation of certain Goods from *Great Britain* to Foreign Parts; and to oblige the Masters of *British* or *Irish* Ships, sailing from any of His Majesty's Dominions into the *Baltic*, to deliver a Manifesto of their Cargoes to the *British* Consul residing there), it is amongst other Things enacted, That no Bond, given in pursuance of any Act or Acts of Parliament, for the due and regular Exportation of any Goods, which are or may be prohibited to be worn, or used, in Great Britain, or which are or may be intitled to any Drawback, Bounty, or Premium, payable out of any Money arising by the Revenue of Customs, upon Exportation from this Kingdom into Foreign Parts, shall be delivered up, cancelled, or discharged, until Cer-

Preamble.

17 Geo. III.
Cap. 41.
recited,

and, in Part,
repealed.

Part of the
said Act re-
lating to the
Ports in the
Baltic, ex-
tended to
Denmark, &c.

tificates shall be produced of the Exportation to, and landing such Goods at, the Ports and Places mentioned in such Bond, or until Proof be made upon Oath in relation thereto, in such Manner and Form as in the said recited Act is directed: And whereas it has been found very prejudicial to the Trade of this Kingdom, and in many Cases impracticable for the Exporters of such Goods to obtain the Certificates, and make the Proof, in the Manner required by the said Act; for Remedy whereof, be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the passing of this Act, such Part of the said recited Act, as requires Certificates to be produced, and Proof to be made, for the Discharge of any Bonds entered into in this Kingdom, for the due Exportation of the Goods therein mentioned to any Foreign Parts, shall be, and the same is hereby repealed.

And be it further enacted by the Authority aforesaid, That, from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, such Part of the said recited Act, as requires the Master, Commander, or other Person having the Charge of any British or Irish Ship or Vessel, sailing from Great Britain or Ireland, or any other Part of His Majesty's Dominions, to any Port or Place in the Baltic, to deliver to the British Consul residing there, or to such other Person or Persons as shall be appointed for that Purpose by him, a true Manifest, in Writing, upon Oath, specifying the Particulars of the whole Cargo of such Ship or Vessel, with the Marks and Numbers of the Package containing the same, shall extend, and be construed to extend, to such British or Irish Ships or Vessels, as shall sail from Great Britain or Ireland, or any other Part of His Majesty's Dominions, to any of the Ports of Denmark, Norway, and Archangel, in the same Manner, and under the same Restrictions, in all Respects, as is and are directed and required by the said recited Act, with regard to such Vessels sailing to any Port or Place in the Baltic.

F I N I S.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

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Great Seal of Great Britain, in that Behalf, be heard in a summary Way; and such Order and Orders as shall be made thereupon shall be observed and obeyed by, and shall be final and conclusive to, all Persons whatsoever.

Surplus Mo-
ney to be
placed out at
Interest.

And whereas it will be very inconvenient and prejudicial to the said Charity, that any Sum or Sums of Money which may from Time to Time happen to come into the Hands of the said Trustees, should lay dead, be it therefore enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, from Time to Time, after any Sum or Sums of Money which by virtue of this Act shall be received by them, or come to or be in their Hands, as Part of the Fund or Revenue of the said Charity, and until the same shall be applied to the Performance of the Trusts in this Act contained, or some of them, to place out and invest the same, or any Part thereof, in the publick Funds, or upon Government Securities, at Interest; and in the mean Time, and until the same shall be so invested or placed out, to pay the same into the Bank of England for safe Custody; and also, from Time to Time, to call in all or any Part of the Principal Money so to be invested or placed out, and again to invest, transfer, and place out the same, or any Part or Parts thereof, at Interest, upon any such like new or other Funds, Stocks, or Securities, or deposit the same in the Bank of England as aforesaid; and that the Interest, Dividends, and Profits, which shall at any Time or Times arise or be produced from such Funds, Stocks, or Securities, shall be considered as Part of the Revenue or yearly Profits of the said Charity.

Power to dis-
pose of the
Surplus Mo-
ney.

And it is hereby further enacted and declared by the Authority aforesaid, That in case any Surplus or Overplus shall happen to remain or be of the yearly Income and Profits of the said School, after Payment of the Masters, Ushers, and Assistants of the same School, and other Charges relating thereto, and apprenticing poor Children, it shall be lawful for the said Trustees to pay, apply, and dispose of such Surplus or Overplus Money in such Manner as they shall think most proper for the

the Benefit of the said School, and the Masters, Ushers, Assistants, and Scholars of the same, or apprenticing and clothing poor Boys, or in such other Manner, for the Benefit of the said Charity, as they the said Trustees shall think fit.

And it is hereby further enacted by the Authority aforesaid, That upon the Death or Refusal to act of any Trustee or Trustees appointed by or in pursuance of this Act, (except such as are Trustees by virtue of their Situation or Office,) the surviving or remaining Trustees, or the major Part of them, shall, from Time to Time, within Six Calendar Months after every such Death or Refusal to act, choose, elect, and appoint another Person to be a Trustee in the Room of the Person so dying or refusing to act, and the Person so to be elected and appointed shall be vested with the same Power, for executing this Act, as the Person in whose Room or Stead he shall be chosen was vested with; and the major Part of the Trustees, appointed by or in pursuance of this Act, shall be deemed the Quorum for putting this Act in Execution, except in such Cases as, by any Bye-law to be made in pursuance of this Act, shall be specified and directed.

When Trustees die, or refuse to act; new ones to be chosen.

Provided always, and be it further enacted and declared by the Authority aforesaid, That the said Trustees, and the Heirs, Executors, Administrators, and Assigns of them, and each of them, shall be charged and chargeable only for such Monies as they shall respectively actually receive by virtue of the aforesaid Trust, and that any One of them shall not be answerable or accountable for the other of them, or for the Acts, Receipts, Neglects, or Defaults, of the other of them, but each and every of them only for his own Acts, Receipts, Neglects, and Defaults respectively; neither shall they, or any or either of them, be answerable or accountable for any Misfortune, Loss, or Damage, which may happen in the Execution of any of the aforesaid Trusts, or in relation thereto, unless the same shall happen by or through their own wilful Defaults respectively; and also that they the said Trustees, and each of them, and the

Each Trustee shall be accountable only for his own Act and Deed.

Trustees to reimburse themselves their Expences in executing this Act.

Heirs,

Heirs, Executors, Administrators, and Assigns, of each of them, shall and may, by and out of such Monies as shall come to their respective Hands by virtue of the aforesaid Trusts, retain to and reimburse himself and themselves respectively, and pay or allow to his Co-trustees, all such Costs, Charges, Damages, and Expences, which they or either of them shall or may suffer, sustain, expend, disburse, be at, or be put to, in the Execution of the aforesaid Trusts, or in relation thereto.

Publick Act.

And be it further enacted by the Authority aforesaid, That this Act shall be deemed, adjudged, and taken to be a publick Act; and be judicially taken Notice of as such by all Judges, Justices, and all other Persons whomsoever, without specially pleading the same.

General Saving.

Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to all and every other Person and Persons, Bodies Politick and Corporate, his, her, and their respective Heirs and Successors, Executors and Administrators, (other than and except the Trustees of the said Charity for the Time being, and the said Mayor, Aldermen, Bridgemen, and Burgessees, for the Time being, and all other Persons claiming under the said Augustine Knappe, William Gravett, and Dame Elizabeth Periam, or claiming or being entitled to any Share, Interest, or Benefit, of, in, or by virtue of the said Charter, charitable Gifts, Devises, or Donations, of the said King James, Augustine Knappe, William Gravett, and Dame Elizabeth Periam), all such Estate, Right, Title, Interest, Claim, and Demand, of, in, to, or out of, the Premises, as he, she, or they, or any of them, had before the passing of this Act, or could or might have had in case this Act had not been made.

F I N I S.

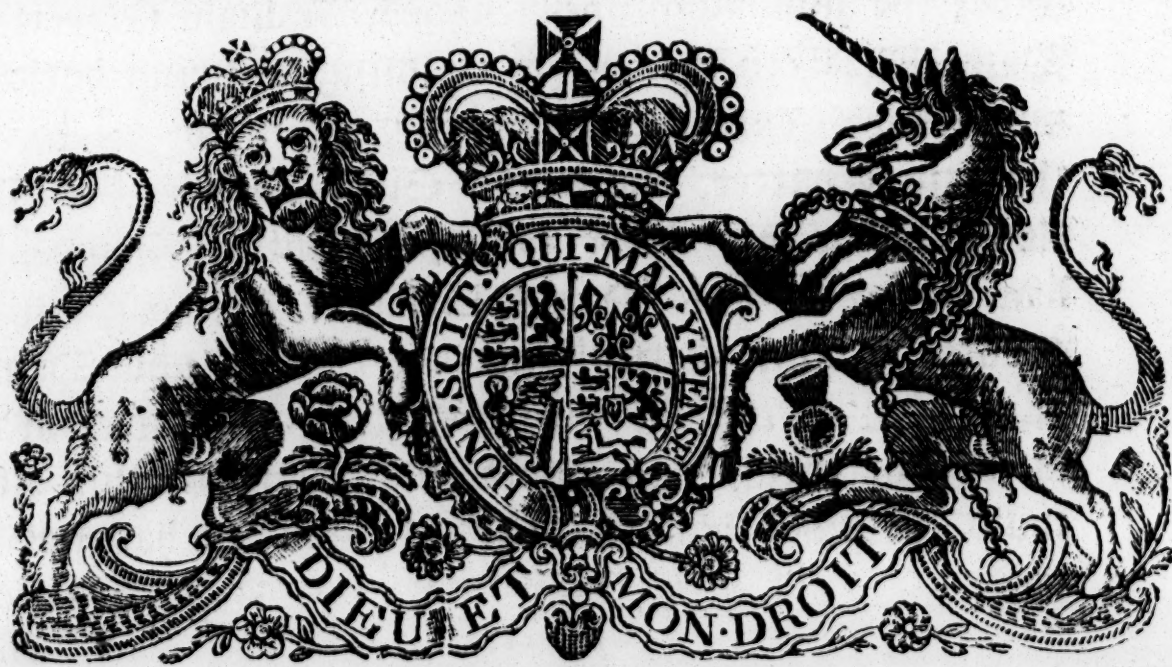
ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

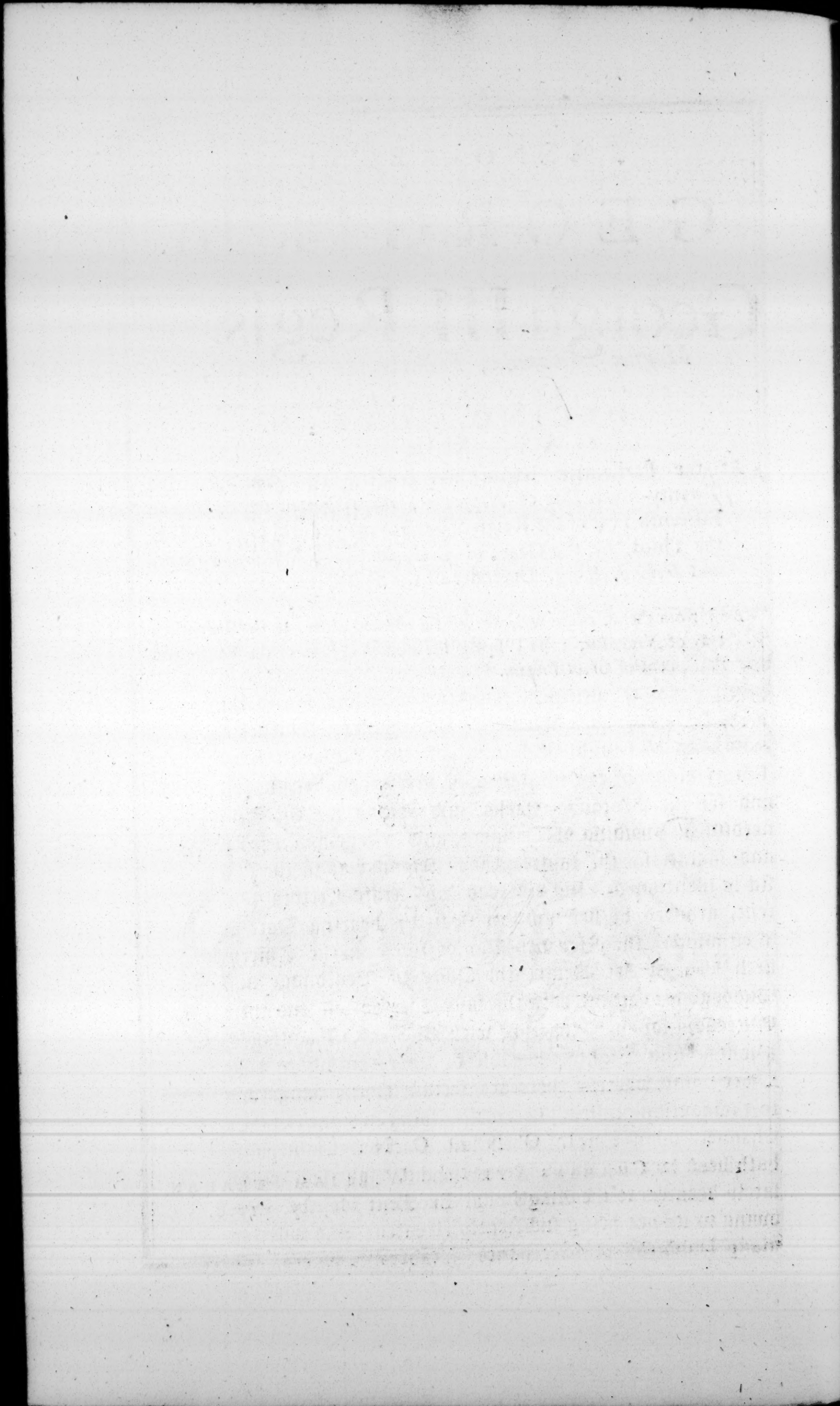
At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.



ANNO DECIMO OCTAVO

Georgii III. Regis.

C A P. XLII.

An Act to enable the Corporation of *Trinity House of Deptford Strond* to establish and maintain a Light-house on the Rocks called *The Smalls*, in *Saint George's Channel*.



WHEREAS by an Act of Parliament, Preamble.
 made in the Eighth Year of the Reign Act 8 Eliz. recited.
 of our late Sovereign Queen Elizabeth,
 intituled, An Act concerning Sea-marks
 and Mariners, the Master, Wardens,
 and Assistants, of the Corporation of
 Trinity House of Deptford Strond, are impowered to erect
 and set up Beacons, Marks, and Signs for the Sea,
 needful for avoiding of Dangers, and to renew, continue,
 and maintain, the same, in such Manner as in the said
 Act is mentioned: And whereas, by certain Letters Pa-
 tent, granted by her said late Majesty, bearing Date at Letters Patent of 36 Eliz. recited.
 Westminster, the Eleventh Day of June, in the Thirty-
 sixth Year of her Reign, the Office of Beaconage and
 Buoyage was granted to the said Corporation and their
 Successors for ever, together with all Fees, Advantages,
 Profits, and Rights, payable or appertaining to that
 Office: And whereas there are certain Rocks dangerous
 to Navigation, called *The Smalls*, lying in *Saint George's*
Channel; upon One of which said Rocks a Light-house
 hath been erected: And whereas the said Light-house hath
 lately been greatly damaged by the Force of the Sea,
 owing to its not being sufficiently elevated: And whereas
 many Hundreds of Merchants, Traders, Owners, and

Masters of Ships, of the Kingdoms of Great Britain and Ireland, using, or interested in, the Navigation of Saint George's and the Bristol Channels, having requested the said Corporation to cause the said Light-house, which hath been erected on One of the said Rocks, to be repaired, or a new One instead thereof to be erected, as they should adjudge to be most beneficial to Navigation, and declared their Consent, that, for defraying the Charges and Expences attending the same, and the Management thereof, and of Lights therein, reasonable Duties might be imposed and taken for or in respect of all British, Irish, and Foreign Ships and other Vessels, which should pass within the Limits herein-after mentioned; they the said Master, Wardens, and Assistants, having considered of the said Request, have therefore resolved to cause the said present Light-house to be repaired, improved, and supported, and a Light to be exhibited therein, in case they shall be enabled to defray the Expences attending the said Light-house, and the Maintenance thereof, by Receipt of such reasonable Duties as have been so consented and agreed to be imposed and taken as aforesaid: And whereas such Light-house will be of great Utility, and tend to the Safety and Preservation of His Majesty's Navy, and of the Ships, Goods, and Lives, of His Subjects, and others, navigating Saint George's and the Bristol Channels, and passing within such Limits as herein-after mentioned: And, forasmuch as the speedy Repair of the said Light-house is absolutely necessary: To the End therefore that a Work of such publick Nature, and so greatly beneficial to Navigation, may have all due Encouragement; may it please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That for ever, from and after the kindling or placing a Light, for the Benefit of Shipping, in a Light-house on One of the said Rocks called The Smalls, there shall be paid to the Master, Wardens, and Assistants, of Trinity House of Deptford Strond, their Successors and Assigns, for every British or Irish Ship, or other Vessel whatsoever (except Ships or Vessels of War of His Majesty, His Heirs and Successors),

After a Light shall be placed in a Light-house on One of the Rocks called The Smalls, Duties may be collected by the Master, etc. of Trinity House.

Successors), which shall pass to, from, by, or near the said Rock, or which shall pass between Cape Clear, in the Kingdom of Ireland, and the Land's End, in the County of Cornwall, and so up the Bristol Channel, Eastward of the Isle of Lundy, or to Milford Haven, or Linney Point, in the County of Pembroke, or the said Rocks of The Smalls, in any Direction, within Twelve Leagues of the said Light-house, or which shall or may have any Benefit of the said Light-house or Light, the following several Tolls or Duties; (that is to say)

For every such British or Irish Ship or other Vessel, The Duties. not being a Ship of War belonging to His Majesty, His Heirs or Successors, bound to or from any Port or Place in Great Britain or Ireland, from or to any foreign Port or Place (neither of the said Kingdoms to be for this Purpose deemed to be foreign, with respect to Ships or Vessels bound only from the One to the other of them), the Toll or Duty of One Penny for each Ton of the Burthen of every such Ship or Vessel, for every such Passage as aforesaid:

For every Ship or Vessel of Aliens, bound to or from any Port or Place in either of the said Kingdoms, or from one foreign Port to another, a Toll or Duty of Two-pence for each Ton of the Burthen of every such last-mentioned Ship or Vessel, for every such Passage as aforesaid:

And for every British or Irish Ship, or other Vessel, bound coastwise from one Port to another in either of the said Kingdoms, or from any Port or Place in either of the said Kingdoms to any Port or Place in the other of the same Kingdoms, and returning without making any foreign Voyage, the Toll or Duty of One half-penny for each Ton of the Burthen of every such last-mentioned Ship or Vessel, for every Passage as aforesaid.

The said several Tolls or Duties to be paid, by the respective Masters or Commanders of such Ships or Vessels respectively, to such Person or Persons as the said Master, Wardens, and Assistants, or their Successors or Assigns, shall from Time to Time authorise and appoint to collect the same, in such Port or Place, in either of the said Kingdoms of Great Britain and Ireland, whence any such Ship or other Vessel shall set forth, or where any such Ship or other

Duties to be paid by the Masters of Vessels.

Vessel shall arrive, before the loading or unloading the Goods therein; all which said Tolls or Duties shall and may be recovered by Action of Debt in any of His Majesty's Courts of Record in either of the said Kingdoms; wherein no Essoin, Wager of Law, or Protection, shall be allowed, nor more than One Imparlance.

All Custom-
ers, &c. to
take Care that
these Duties
are paid.

And, to the Intent the said Tolls or Duties may be truly answered and paid, be it further enacted by the Authority aforesaid, That no Customer, Collector of His Majesty's Customs, Comptroller, Receiver of Entries of Ships, Surveyor, or Searcher, Waiter, or other Officer whatsoever, of or concerning the said Customs for the Time being, or their or any of their Deputies or Clerks, at any Port, Harbour, Road, Creek, Haven, or Place, within either of the said Kingdoms of Great Britain and Ireland, where any such Ship or other Vessel, liable as aforesaid, shall set sail or arrive, shall at any Time hereafter give or make out, or cause, permit, or suffer, to be given or made out, any Docket, or other Discharge whatsoever; or receive or take any Entry or Cocket, or give any Certificate, Return Bills, or other Discharge whatsoever, respectively; or permit any Goods or Stores to be laid on Land, or discharged or shipped out from or on any of the said Ships or other Vessels; or suffer any Ship or other Vessel, either British, Irish, or Stranger, liable or subject to the Payment of any the said Tolls or Duties, to pass by or from them or any of them, until a Receipt, Ticket, or Note be produced, under the Hand of the Collector to be authorised by the said Corporation, their Successors or Assigns, to collect the said Tolls or Duties at such Port or other Place where such Ship or other Vessel shall set forth or arrive, testifying the Payment of the said Tolls or Duties for or in respect of such Ship or other Vessel.

Exemptions
from the Du-
ties.

Provided always nevertheless, and it is hereby further enacted and declared, That nothing in this Act contained shall extend, or be construed, deemed, or taken to extend, to charge or make liable any Person or Persons with or to the Payment of any of the said Tolls or Duties, any longer than the said Light-house shall continue to be supported, and a Light exhibited thereon during the Night Season, or for or in respect of any Ship or Vessel taking in

in or loading any Coals or Culm, in any Place lying in Bride's Bay, and carrying the same to any Port or Place within the Principality of Wales, or in carrying Lime-stones from one Port or Place to another:

And be it further enacted by the Authority aforesaid, That certain Letters Patent, under the Seal of His Majesty's Exchequer at Westminster, bearing Date the Fifth Day of August, in the Fifteenth Year of the Reign of His present Majesty, containing a Grant unto John Phillips, of Liverpool in the County of Lancaster, Esquire, of the said Rocks called The Smalls; also Liberty, Licence, Power, and Authority, of erecting, supporting, and maintaining, a Light-house or Light-houses, Beacon or Beacons, in or upon the said Rocks, and to collect and take certain Duties, in the same Letters Patent mentioned, for the Term of Fifty Years from the Date thereof; and all the Estate, Right, Title, Term of Years, Powers, and Authorities derived, or which can or may be claimed, or pretended to be derived, under or by virtue of the same Letters Patent, and every Matter, Clause, and Thing therein contained, shall, and the same are hereby enacted and declared to be, from and immediately after the passing of this present Act, null, void, and of none Effect, to all Intents and Purposes whatsoever.

The Grant of the Rocks to Mr. Phillips, by Letters Patent, declared void.

And be it further enacted by the Authority aforesaid, That the said Rocks called The Smalls shall, and the same are hereby enacted and declared to be, by virtue of this present Act, from and immediately after the passing thereof, vested in the said Master, Wardens, and Assistants, and their Successors and Assigns for ever, for the Purpose of erecting, supporting, and maintaining the said Light-house; subject nevertheless to the Payment to His Majesty, His Heirs and Successors, of the clear yearly Rent or Sum of Five Pounds of lawful Money of Great Britain; which said Rent of Five Pounds shall be paid into the Receipt of His Majesty's Exchequer at Westminster, or into the Hands of His Majesty's Receiver-general of South Wales for the Time being, by four equal quarterly Payments, at or upon the Feast Days or Times in every Year herein next after mentioned; (that is to say) The Annunciation of the Blessed Virgin Mary, Saint

The Rocks vested in the Corporation of Trinity House,

subject to a yearly Rent of 5 l. payable to His Majesty.

John the Baptist, Saint *Michael* the Archangel, and the Birth of our Lord *Christ*; the first Payment thereof to begin and be made on such of the said Feast Days as shall next happen after the passing of this present Act.

Limitation of
Actions.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be brought or commenced against any Person or Persons, for any Thing done in pursuance of this Act, every such Action or Suit shall be brought or commenced within Six Calendar Months next after the Fact committed, and not afterwards, and shall be laid and brought in the County or City where the Cause of such Action or Suit shall arise, and not elsewhere; and shall not be removed by Certiorari, or any other Writ or Process whatsoever; and the Defendant or Defendants in such Action or Suit may plead the General Issue, and give this Act and the special Matter in Evidence upon any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act: And if it shall appear to have been so done, or any such Action or Suit shall be brought after the Time so limited for bringing the same, or shall be brought in any County or Place otherwise than as aforesaid, then, and in any such Case, the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuit, or suffer a Discontinuance of his, her, or their Action or Actions, Suit or Suits, after the Defendant or Defendants shall have appeared, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or if upon Demurrer or otherwise Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs of Suit, and shall have such Remedy for recovering the same, as any Defendant or Defendants hath or have for Costs of Suit in any other Cases by Law.

General Issue.

Treble Costs.

Publick Act.

And be it further enacted by the Authority aforesaid, That this Act shall be taken and allowed, in all Courts of Law or Equity within the Kingdoms of Great Britain and Ireland, as a publick Act; and all Judges and Justices are hereby required to take Notice thereof as such, without specially pleading the same.

F I N I S.

ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N:

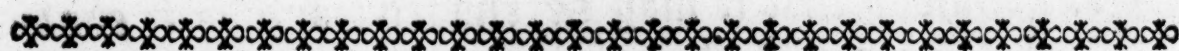
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

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ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XLIII.

An Act to repeal an Act, passed in the last Session of Parliament, *for the Recovery of Small Debts, within the several Parishes of Surfleet, Gosberton, Quadring, Donnington, Bicker, Swineshead, Wigtoft, Sutterton, Algarkirke, Fosdyke, Kirton, Frampton, Wiberton, and Brothertoft, within the Hundred of Kirton, and County of Lincoln.*



WHEREAS an Act was passed, in the last Session of Parliament, intituled, An Act for the more easy and speedy Recovery of Small Debts, within the several Parishes of *Surfleet, Gosberton, Quadring, Donnington, Bicker, Swineshead, Wigtoft, Sutterton, Algarkirke, Fosdyke, Kirton, Frampton, Wiberton, and Brothertoft, within the Hundred of Kirton, in the Parts of Holland, in the County of Lincoln: And whereas the Right Honourable Brownlow Earl of Exeter and Baron of Burghley, Lord of the Soke of Kirton, in the County of Lincoln aforesaid, and his Ancestors, Lords*

Preamble.

17 Geo. III.
Cap. 62. re-
cited,

of the said Soke for the Time being, have for a great Length of Time had and been entitled unto a Court of Pleas every Three Weeks, or so often as was requisite, for the Recovery of Debts or Damages under Forty Shillings, in all personal Actions arising within the said several Parishes of Surfleet, Gosberton, Quadring, Donnington, Bicker, Swineshead, Wigtoft, Sutterton, Algar-
kirke, Fosdyke, Kirton, Frampton, Wiberton, and Brothertoft, as Parcel of the Soke of Kirton aforesaid: And whereas the said Act has unnecessarily, and without any publick Utility, taken away the Jurisdiction of the said Court, and thereby destroyed the Right and Inheritance of the said Earl of Exeter therein; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the passing of this Act, the aforesaid Act, and the several Matters and Things therein contained, shall be, and is and are hereby repealed.

and repealed.

This Act not to extend to any Order or Decree made for Payment of Money.

Provided always, and be it enacted by the Authority aforesaid, That nothing in this Act contained shall extend, or be construed to extend, to affect any Order or Decree, made by virtue of the aforesaid Act, for Payment of Money; but that such Order or Decree shall stand, continue, and be in full Force, and be carried into Execution, in the same Manner as if this Act had not passed; any Thing herein contained to the contrary thereof in any wise notwithstanding.

F I N I S.

ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



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THE
HISTORICAL
RECORD

OF THE
CITY OF
NEW YORK
FROM
1789 TO
1899

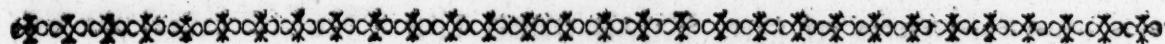


EDITED BY
JOHN W. FULTON
AND
JOHN W. FULTON



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XLIV.

An Act for building a Stone Bridge across the River *Tyne*, opposite the Town of *Hexham*, in the County of *Northumberland*, and for making proper Roads and Avenues to and from the same.



WHEREAS, at the General Quarter Sessions of the Peace of our Lord the King, held by Adjournment in and for the County of Northumberland, at the House of James Hindell in Cambo, on Thursday the Sixth Day of February,

Preamble.

Mr. Errington's Proposal to Quarter Sessions for Northumberland, Feb. 6, 1777, to build a Bridge over the Tyne at Hexham,

which was in the Year of our Lord One thousand seven hundred and seventy-seven, before Gawen Aynsley, Walter Trevelyan, John Tweddell, William Charleton, Francis Tweddell, William Bainbridge, Gabriel Hall, James Allgood, Shafto Vaughan, Ralph Smith, and Bacon William Wastell, Esquires, His Majesty's Justices of the Peace, assigned to keep the Peace in and for the said County, Henry Errington of Sandoe Esquire, then and there proposed to

and a Bridge
of One Arch
across the
Mill Leet.

the said Court, That he would, for the Considerations after mentioned, build and erect, or cause to be built and erected, a Stone Bridge across the River Tyne, opposite to Hexham, at about Fifty Yards below the Boat-way, and nearly in a Line with a little Bridge that crosses the Mill Leet, and to land on the North End upon the Close, East of the Boat-house, that is situated betwixt that and the Lane; and which said Bridge, when built and finished, should consist of Nine Arches, and should be of the following Dimensions; (that is to say) To extend between the Abutments Five hundred and eighteen Feet, and, including the Abutment Walls, Five hundred and sixty-eight Feet; to be Twenty Feet wide over all, and about Eighteen Feet between the Parapets; to be gravelled over in the Manner of a good Turnpike Road; and the Height of the Road over the Middle Arch to be Thirty-one Feet above the Surface of the River, in its ordinary State, with proper Ascents to be formed at each End of the Bridge; that at the South End to be wharfed up with Walls extending Fifty Yards, with a Breast-work or rough Parapet thereon, so that the Slope should not be steeper than One in Twelve; with a single Arch across the Mill Leet; the Whole to be executed in a substantial Manner, and according to a Plan of the same to be delivered in by John Smeaton Esquire; and that the same should be built, and the Works carried on, from Time to Time, under the Direction and Inspection of the said John Smeaton; and that he the said Henry Errington would complete the Whole, and find and provide all necessary Materials for the same, over and above all the Timber, Stone, Iron, and other Materials whatsoever, which had been prepared and provided by and at the Expence of the said County, for the Purpose of building a Bridge a little higher up the said River, upon Payment of the Sum of Five thousand seven hundred Pounds by the said County, and to be allowed all the said Timber, Stone, Iron, and other Materials, as above mentioned; the same to be paid in Manner following; (that is to say) Three hundred Pounds within One Month after the Execution of the Agreement;

Two hundred and eighty Pounds on finishing each Pier and Abutment, respectively, Springer Height; and Two hundred and fifty Pounds at the keying-in or closing each Arch; and the Remainder when the said whole Bridge should be completed agreeable to the said Plan: And also, at the said Sessions, John Donkin of Sandoe Gentleman, Agent to the said Henry Errington, did then and there (for and on the Behalf of the said Henry Errington) propose and undertake to procure and make a good, sufficient, and substantial Road, from the North End of the said Bridge (when built according to the Proposal by the said Henry Errington) to the Ale-mouth Road, and of the same Breadth thereof, for the Sum of Four hundred Pounds; and that the said Road, when made, should for ever thereafter be a publick High Road for all Persons whatever, with their Horses, Cattle, Carts, and Carriages, or otherwise, at their Will and Pleasure, to pass, go, return, and labour; and also, that he the said Henry Errington would enter into a Bond, in the penal Sum of Nine thousand one hundred Pounds, to the said County, conditioned for building, making, finishing, and completing the said Bridge and Road, on or before the Twenty-fifth Day of March, One thousand seven hundred and eighty, and for upholding and maintaining the same respectively for the Term of Seven Years from the Time of completing the same respectively: Which said Proposals were at the said Sessions accepted of and agreed to by the said Justices then present, on Behalf of the said County of Northumberland: And whereas, by certain Articles of Agreement, bearing Date on or about the Second Day of June, in the Year of our Lord One thousand seven hundred and seventy-seven, and made between the said Gawen Aynsley, John Tweddell, and Bacon William Wastell, Esquires, Three of His Majesty's Justices of the Peace in and for the said County of Northumberland, of the One Part, and the said Henry Errington of the other Part, reciting the said Order of Sessions of the Sixth of February, One thousand seven hundred and seventy-seven, to the Effect herein-before mentioned; it was by the said Arti-

Mr. Errington's Agent proposed to make a publick Road from the Bridge to the Ale-mouth Road.

Mr. Errington proposes to give Bond to finish the Bridge, &c. by Lady-day, 1780, and to support the same for Seven Years.

The Proposals were agreed to by the Sessions, and Articles entered into on June 2, 1777.

cles witnessed, That, for the Considerations therein-
 after mentioned, he the said Henry Errington, for him-
 self, his Heirs, Executors, and Administrators, did
 thereby contract, covenant, promise, and agree, to and
 with the said Gawen Aynsley, John Tweddell, and Bacon
 William Wastell, their Executors, Administrators, and
 Assigns, that he the said Henry Errington, his Heirs,
 Executors, or Administrators, should and would, at his
 and their own proper Costs and Charges, on or before
 the Twenty-fifth Day of March, which will be in the
 Year of our Lord One thousand seven hundred and
 eighty, well, sufficiently, and effectually build, or cause
 to be built, a good and substantial Stone Bridge across
 the River Tyne, according to the Plan to the said Arti-
 cles annexed, opposite to Hexham, at a Place examined
 and approved by John Smeaton Esquire, and which is
 about Fifty Yards below the Boat-way, and nearly in a
 Line with a little Bridge that crosses the Mill Leet, and
 to land on the North End upon a Close, East of the
 Boat-house that is situated betwixt that and the Lane;
 and that the said Henry Errington, his Heirs, Executors,
 or Administrators, would complete the whole Work and
 Business thereby intended to be done and performed, in
 a good, substantial, and workmanlike Manner, in the
 Manner and Form therein and herein-after mentioned;
 (that is to say) The Bridge to consist of Nine Arches,
 and to extend between the Abutments Five hundred and
 eighteen Feet, and including the Abutment Walls Five
 hundred and sixty-eight Feet; to be Twenty Feet wide
 over all, and about Eighteen Feet between the Parapets;
 to be gravelled over in the Manner of a good Turnpike
 Road; and the Height of the Road over the Middle
 Arch to be Thirty-one Feet above the Surface of the
 River in its ordinary State, with proper Ascents to be
 formed at each End of the Bridge; that at the South
 End to be wharfed up with Walls, extending Fifty
 Yards, with a Breastwork or rough Parapet thereon,
 and so that the Slope should not be steeper than One
 in Twelve; with a single Arch across the Mill Leet;
 and also that he the said Henry Errington, his Heirs,
 Executors,

Dimensions of
 the Bridge.

Executors, or Administrators, should, at his and their like proper Costs and Charges, find and provide all Materials, of what Nature or Kind soever, necessary for building of the said Bridge, and should execute and perform, or cause to be executed and performed, all the Work, effectually, substantially, sufficiently, and in a good and workmanlike Manner: And also should procure and make a good, sufficient, and substantial Road, from the North End of the said Bridge, when built, to the Alemouth Road, and the same Breadth thereof; and that the same Road should be a High Road for ever thereafter, for all Persons, on Foot or on Horseback, with Horses, Cattle, Carts, and Carriages, at their Will and Pleasure, to have and use: And also, that he the said Henry Errington, his Heirs, Executors, and Administrators, should, at his and their own proper Costs and Charges, from Time to Time, and at all Times, as often as Need or Occasion should be or require, during the Term of Seven Years, uphold, support, repair, maintain, rebuild, and keep in good and sufficient Repair, the said Bridge and Road for the said Term of Seven Years, to be computed from the Time that the said Bridge and Road shall have been certified for, to the General Quarter Sessions, under the Hands of Two of His Majesty's Justices of the Peace, to have been built, made, finished, and completed: And in Consideration of the Covenants and Agreements therein-before contained, on the Part and Behalf of the said Henry Errington to be done and performed, they the said Gawen Aynsley, John Tweddell, and Bacon William Wastell, for and on Behalf of the said County, did, in and by the said Articles, covenant, promise, and agree, to and with the said Henry Errington, his Heirs, Executors, and Administrators, That the Treasurer for the said County of Northumberland, for the Time being, should pay unto the said Henry Errington, his Heirs, Executors, or Administrators, the Sum of Five thousand seven hundred Pounds, for the building, finishing, and upholding the said Bridge; and also the Sum of Four hundred Pounds for the procuring, making, and upholding the said Road, in Manner therein

The new
Road.

Sums of Money to be paid
for building
the Bridge,
etc.

and the Times
of Payment.

In conse-
quence of a
Complaint of
the Grand
Jury relating
to Bridges,

therein and herein-after mentioned; (that is to say) The Sum of Three hundred Pounds within One Month after the Execution of the said now reciting Articles; the further Sum of Two hundred and eighty Pounds at the finishing each Pier and Abutment, respectively, Springer Height; the further Sum of Two hundred and fifty Pounds at the keying-in or closing each Arch; and the remaining Part of the said Sums of Five thousand seven hundred Pounds, and Four hundred Pounds, when the said Bridge and Road should be completed agreeable to the said Plan, and in Manner herein-before mentioned and certified as aforesaid: And it was, in and by the said now reciting Articles, further declared, That it should and might be lawful for the said Henry Errington, his Heirs, Executors, or Administrators, and his and their Servants, Agents, or Workmen, to have, take, and use, as they should think fit, all the Timber, Stone, Iron, and every other Material, of what Nature or Kind soever, belonging to the said County, and which had theretofore been prepared for the building of a Bridge across the said River near to Hexham aforesaid, without any Payment or Satisfaction for the same: And whereas, by an Order made at the General Quarter Sessions of the Peace held at Morpeth, in and for the said County of Northumberland, the Fourteenth Day of January, One thousand seven hundred and seventy-eight, before Gawen Aynsley, Stephen Watson, William Lowes, Shafto Vaughan, Matthew Forster, Thomas Carr, Walter Trevelyan, and Gabriel Hall, Esquires, His Majesty's Justices of the Peace in and for the said County, reciting, That at the then last General Quarter Sessions of the Peace for the said County, holden at Alnwick, the Eighth Day of October last, a Complaint was made to the Court by the Grand Jury, on Behalf of themselves and of several principal Gentlemen, Freeholders, and Farmers, of the said County of Northumberland, that several considerable Sums of Money had been expended in building new Bridges, where no County Bridges ever were before, and in repairing several Bridges within the County, without having been presented

lented by the Grand Jury, as the Law directs; and that the Court of Sessions then assembled had agreed to take the said Complaint into Consideration: And also reciting, in and by the said Order of Sessions now in Recital, that a like Complaint had been again made to the said Court; and the same having been fully considered, it was by the said now reciting Order of the Court of Sessions, of the Fourteenth Day of January, One thousand seven hundred and seventy-eight, ordered, That an alphabetical List of all the Bridges within the said County, repaired at the Expence of the County, be printed; and that for the future, at every General Quarter Sessions of the Peace to be held for the said County, One of such Lists be delivered to the Foreman of the Grand Jury, to enable them to know the Number of the County Bridges, and where they are situated, in order that such Presentments as the Law requires might be made respecting the same: And it was also, in and by the said Order of Sessions now in Recital, further ordered, That, for the future, no Part of the Money then already raised, and in the Treasurer's Hands, or that should be raised or collected pursuant to the Statute of the Twelfth Year of King George the Second, Chapter the Twenty-ninth, should be applied to the erecting any new Bridge as a County Bridge, within the said County of Northumberland, without an express Act of Parliament for that Purpose; nor should any Bridge or Bridges within the said County be rebuilt or repaired until Presentment be made by the Grand Jury, at the Assizes or Sessions, of the Insufficiency, Inconvenience, or Want of Reparation of such Bridge or Bridges, (save and except such Bridges, the Repairs whereof then were or thereafter should be contracted for, pursuant to the said Statute of the Twelfth Year of King George the Second; and save and except such Sum and Sums of Money as should become payable for completing a new Bridge then building across the River Tyne, at Hexham): And, in order that the Contract for building such Bridge might be proceeded in, and the Legality thereof never called in Question, it was, by the said Order of

it was ordered by the Quarter Sessions, Jan. 14, 1778, that a List of the County Bridges should be always delivered to the Foreman of the Grand Jury, &c.

And it was likewise ordered, that an Application be made to Parliament to

Sessions

enable the
Sessions to
fulfil their
Agreement
with Mr.
Errington.

Sessions now in Recital, further ordered, That Application be immediately made to Parliament, for an Act to enable the Justices of the Peace for the said County of Northumberland to carry into Execution and fulfil the said Agreement entered into by them with the said Henry Errington, bearing Date the Second Day of June, One thousand seven hundred and seventy-seven, and herein-before particularly mentioned and recited, for building a Bridge across the River Tyne, at Hexham aforesaid, and for making and completing the necessary Avenues or Highways to and from such Bridge: And whereas it would be very beneficial and advantageous, not only to Persons residing in or near Hexham aforesaid, but also of very great publick Utility, if the said recited Articles of Agreement of the Second Day of June, One thousand seven hundred and seventy-seven, were established and confirmed, and the same carried into Execution, and a new Stone Bridge built across the River Tyne, opposite to Hexham aforesaid; also a new Road made from the North End of the said Bridge (when built) unto the Alemouth Road, pursuant to the said recited Articles of Agreement; also a new Road from the said North End of the said Bridge, over Part of the said Close Eastward, to the Roads and Lanes leading from the said River towards the North and East; and also a new Road from the South End of the said Bridge, over the Waste or Common, called Mill-land, to and over the said Arch to be erected across the Mill Leet: But as the said several Purposes cannot be effectually carried into Execution without the Aid and Authority of Parliament, may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Articles of Agreement of the Second Day of June, One thousand seven hundred and seventy-seven, herein-before mentioned, shall be, and the same are hereby absolutely established and confirmed, to all Intents and Purposes whatsoever,

The Articles
of Agreement
of June 2,
1777, con-
firmed.

whatsoever, according to the true Intent and Meaning thereof.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Gawen Aynsley, John Tweddell, and Bacon William Wastell, Esquires, and all others His Majesty's Justices of the Peace in and for the said County of Northumberland for the Time being, and they are hereby enabled, authorised, and impowered, by themselves, or the said Henry Errington, their or his Agents, Officers, Workmen, Servants, and others, to build, or cause to be built, a Stone Bridge across the River Tyne aforesaid, opposite to Hexham aforesaid, or at any other Place near thereunto, as to them shall seem most convenient; and also an Arch across the said Mill Leet; and also to make and maintain a good and sufficient Road, to lead from the North End of the said Bridge (when built) into the present Alemouth Road, for the Passage of all Persons on Foot or on Horseback, and for all Horses, Cattle, Carts, and Carriages whatsoever, in such Manner, and according to such Terms, Stipulations, and Agreements, as are expressed in the said recited Articles of Agreement; also to make and maintain a good and sufficient Road from the said North End of the said Bridge, over Part of the said Close Eastward, to the Roads and Lanes leading from the said River towards the North and East; and also a good and sufficient Road from the South End of the said Bridge (when built) over the Waste or Common, called the Mill-island, to and over the said Arch to be built across the Mill Leet aforesaid, for the Passage of all Persons, on Foot or on Horseback, and for all Horses, Cattle, Carts, and Carriages whatsoever, without making any Satisfaction for such Parts of the Common or Waste Ground as shall be laid into and made a Part of the said Roads respectively.

And, for the more effectually carrying the said recited Articles of Agreement, and this Act, into Execution, be it further enacted by the Authority aforesaid, That the said Gawen Aynsley, John Tweddell, and Bacon William Wastell, and all others His Majesty's Justices of the Peace in and for the said County of Northumberland

The Sessions, and Mr. Errington, impowered to build the Bridge, etc. and make Roads.

Powers vested in them for that Purpose.

for the Time being, shall be, and are hereby authorised and impowered to build, complete, and maintain the said Bridge across the said River Tyne, and also the said Arch across the Mill Leet aforesaid, and also to make and keep, or cause to be made and kept, in good and sufficient Repair, the said Road, to lead from the North End of the said Bridge (when built) into the present Alemouth Road, in Manner aforesaid; also the said Road to lead from the said North End of the said Bridge, Eastward; and also the said Road to be made over the said Mill-island as aforesaid; and for putting in Execution the several Powers and Authorities in and by this Act given and granted; and for that Purpose shall have full Power and Authority, by themselves, or the said Henry Errington, and their or his Agents, Servants, Workmen, and others, to remove any Shelves or other Obstructions in the said River, and to dig up, take, and carry away, all Beds of Gravel, Sand, Mud, or any other Impediment whatsoever, and also to cut, dig, and level the Banks of the said River, where the said Bridge is to be built, in such Manner as shall be necessary and proper for the building the said Bridge; and to erect and make in and over the said River, and the Lands adjoining or near to the same, any Sheds, Trenches, and Landing-places; and, from Time to Time, and at all Times, to do all other Matters and Things necessary and convenient for making, erecting, supporting, and maintaining, the said Bridge, and the aforesaid Roads to lead to and from the same, and for making and doing the several other Matters and Things in and by this Act authorised to be done, doing as little Damage as may be, and first making Satisfaction and Recompence to the Owners, Proprietors, or Occupiers, of any Lands or Grounds that shall be made use of, damaged, or prejudiced, by, for, or upon account of erecting and maintaining the said Bridge, or by, for, or upon account of laying out and making the said Road, which is to lead from the North End thereof to the Alemouth Road, and the said other Road which is to lead from the North End of the said Bridge Eastwards, or by, for, or upon account of the doing and performing any

They may
make Trench-
es, Landing-
places, &c.
on adjoining
Lands,

making Satisfac-
tion to all
Parties in-
jured.

any other Act, Matter, or Thing, hereby authorised to be done and performed for carrying the Purposes of this Act into Execution.

And be it further enacted by the Authority aforesaid, That One proper and commodious Road or Avenue shall be made to lead from the North End of the said Bridge (when built) into, and to have Communication with, the present Alemouth Road, and shall be made of the same Breadth therewith; and that the same Road, when made, shall at all Times, for ever thereafter, be deemed a publick High Road for the Passage of all Persons whatsoever, either on Foot or on Horseback, or with Horses, Cattle, Carts, and Carriages, at their free Will and Pleasure; which said Road or Avenue shall, at the Expence of the said Henry Errington, his Heirs, Executors, or Administrators, be fenced off and separated from the adjoining Lands with Quicksets or otherwise, as shall be found necessary, with proper and sufficient Gates to open into and out of the said Road or Avenue, through which the respective Owners and Occupiers of the said Lands, and their Servants and Agents, shall and may, at all Times thereafter, have free Ingress, Egress, and Regress, to pass and repass, with their Horses, Teams, and Cattle; and the said Bridge across the River Tyne, when built, as also the said Arch across the Mill Leet, and the same Roads and Avenues, shall be made, and at all Times afterwards maintained and repaired, in such Manner as hereinafter for that Purpose is particularly mentioned and directed.

Directions
relating to the
Road to lead
from the
Bridge to the
Alemouth
Road.

Provided always, That in case the said Road, so to be made from the North End of the said Bridge, when built, shall go through the Hermitage Estate to the Alemouth Road, the same shall go on the North Side of the Hermitage House.

Proviso.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, and

Incapacitated
Persons im-
powered to
sell and con-
vey Lands.

other Trustees whatsoever, for and on Behalf of themselves, their Heirs and Successors, Femmes-covert, Infants, or Issue unborn, Lunaticks, Idiots, or Cestuique Trusts, and other Persons whatsoever, and to and for all Femmes-covert who are or shall be seised in their own Right, and to and for all Tenants for Life, and all and every other Person and Persons whomsoever, who are or shall be seised or possessed of any Lands or Grounds, of any Tenure whatsoever, to be used or taken for the Purposes of this Act, to treat, contract, or agree with the said Justices, or any Three or more of them, or the said Henry Errington, his Heirs, Executors, or Administrators, for the Sale thereof, or any Part thereof, and to sell and convey the same, as Occasion shall be or require, for the Purposes of this Act; and all Contracts, Agreements, Sales, and Conveyances, which shall be so made, shall be valid, to all Intents and Purposes, any Law, Statute, Usage, or any other Matter or Thing whatsoever, to the contrary thereof in anywise notwithstanding; and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, and Trustees, Corporations Aggregate or Sole, and all other Persons, are and shall be hereby indemnified for what they shall do by virtue or in pursuance of this Act.

If Justices and Parties cannot agree, the Commissioners of the Land Tax to determine.

And, in case the said Justices, or any Three or more of them, or the said Henry Errington, his Heirs, Executors, or Administrators, cannot agree with the respective Owners, Occupiers, or Persons interested as aforesaid, be it further enacted by the Authority aforesaid, That the Commissioners of the Land Tax for the said County of Northumberland, or any Five or more of them together assembled, shall be, and are hereby constituted and appointed Commissioners respectively, for settling, determining, and adjusting, with the Consent of the Parties, all Differences which shall happen to arise between the said Justices, or the said Henry Errington, his Heirs, Executors, or Administrators, and all and every Person and Persons, Bodies Politick and Corporate, touching and concerning the Recompence and Satisfaction which shall be made to them, or any of them, for the Damages they

they or any of them shall sustain by and upon Account of the erecting and maintaining the said Bridge, or by, for, or on Account of turning, altering, or making any Highways, Foot-bridge, Foot-path, Stiles, or Horse-paths, or the doing and performing of any of the Matters or Things herein-before authorised to be done and performed; and the said Commissioners, or any five or more of them, are hereby authorised and required, by Writing under their Hands and Seals, to adjust, settle, and determine, what Satisfaction all and every Person and Persons, Bodies Politick or Corporate respectively, shall have for such Lands or Grounds, and adjust and settle what Share and Proportion of such Recompence or Satisfaction every Tenant, or other Person having a particular Estate, Term, or Interest, in any of the Premises, shall have and receive for his, her, or their respective Interest and Damages; and in case the said Justices, or the said Henry Errington, his Heirs, Executors, or Administrators, or any Person or Persons, Bodies Politick or Corporate, interested in the Premises, shall be dissatisfied with any such Determination of the said Commissioners, or shall decline such Determination; or in case any Person or Persons, Bodies Politick or Corporate, shall, for the Space of Ten Days next after Notice shall be given to him, her, or them, or to the Head Officer of any such Bodies Politick or Corporate, or to the Tenant or Tenants in Possession of any of the Premises (in case such Party or Parties so interested cannot be found), neglect or refuse to treat and agree with the said Justices, or the said Henry Errington, his Heirs, Executors, or Administrators, or through Disability, by reason of Nonage, Coverture, or Estate Tail, or other Impediment whatsoever, cannot make any effectual or valid Agreement, or by Reason of Absence shall be prevented from treating; then, and in every such Case, it shall and may be lawful to and for the said Commissioners, or any five or more of them, and they are hereby impowered and authorised to issue a Warrant or Warrants, Precept or Precepts, directed to the Sheriff of the County of Northumberland; who is hereby authorised and directed accordingly

In case Parties are dissatisfied with such Determination, etc. the Matter to be settled by a Jury.

accordingly to impanel and return a Number of substantial and disinterested Persons, Inhabitants of the said County, and qualified to serve on Juries, not less than Thirty-six, nor more than Forty-eight; and out of such Persons so impanelled and returned, a Jury of Twelve Persons shall be drawn by such Commissioners, or any five or more of them, or some Person to be by them, or any five or more of them, appointed, in such Manner as Juries for the Trials of Issues joined in His Majesty's Courts at Westminster, by an Act passed in the Third Year of the Reign of His late Majesty King George the Second, intituled, An Act for the better Regulation of Juries, are directed to be drawn; which Persons, so to be impanelled and returned, are hereby required to appear before the said respective Commissioners, or any five or more of them, at such Time and Place as in such Warrant or Warrants, Precept or Precepts, shall be directed and appointed, and to attend them from Day to Day, till they shall be discharged by such Commissioners, or any five or more of them; and all Parties concerned shall and may have their lawful Challenges against any of the said Jurymen, but shall not be at Liberty to challenge the Array for Affinity, or any other Cause whatsoever; and that the said Commissioners, or any five or more of them, are hereby authorised and impowered, by Precept or Precepts under their Hands, from Time to Time, as Occasion shall require, to call before them any Person or Persons, in order to be examined as a Witness or Witnesses upon Oath, before the said Commissioners, or any five of them, or such Jury, touching and concerning the Premises; and such Commissioners, or any five or more of them, if they shall think fit, shall and may likewise cause the said Jury to view the Place or Places, Matter or Matters in Question, and shall have Power to adjourn such Meeting from Day to Day, as Occasion shall require, and to command such Jury, Witnesses, and Parties, to attend until all the Matters for which they were summoned shall be concluded; and the said Jury, upon their Oaths, (which Oaths, as also the Oaths to such Person or Persons as shall be called

Jurors may be
challenged.

Witnesses may
be examined
on Oath.

called upon to give Evidence, the said Commissioners, or any Five of them, are hereby impowered and required to administer), shall enquire into the Value of such Lands or Grounds, and of the respective Estate and Interest of all Persons, Bodies Politick or Corporate, seised or possessed of, or interested therein, or of or in any Part thereof, or the Damages which shall or may be done to any Lands or Grounds by the doing or performing of any of the Matters and Things herein-before authorized to be done and performed; and shall assess the Sum or Sums to be paid to every such Person or Persons, Bodies Politick or Corporate, for the Purchase of such their Estates and Interests, or as a Recompence and Satisfaction for the Damages they shall sustain as aforesaid; and the said Commissioners, or any Five or more of them, shall and may give Judgement for such Sum or Sums of Money so to be assessed: And the Verdicts of such Juries, and the Judgement or Decrees thereupon, (Notice in Writing being given as aforesaid to the Person or Persons so interested, or to the Officer or Officers of such Bodies Politick or Corporate so interested, at least Ten Days before the Time of such Meeting, declaring the Time and Place of the Meeting of the Commissioners and Jury, or being left at the Dwelling-house of such Person or Persons, Head Officer or Officers, or at his or their last usual Place or Places of Abode, or with the Tenant or Occupier of the Premises, in case such Party cannot be found), shall be binding and conclusive to all Intents and Purposes whatsoever, against all and every Person and Persons, Bodies Politick and Corporate, claiming any Estate, Right, Title, Trust, Use, or Interest, in, to, or out of, such Lands or Grounds, either in Possession, Reversion, Remainder, or Expectancy, as well Infants and Issue unborn, Lunatics, Idiots, and Femmes-covert, under any legal Incapacity or Disability, and all other Cestuique Trusts, his, her, and their Heirs, Successors, Executors, and Administrators, as against all other Persons whatsoever: And Two

Verdicts of
Juries, &c. to
be binding.

Two Trans-
cripts of all
Verdicts, &c.
to be made,
and signed by
the Commis-
sioners;

and

and shall be
deemed Re-
cords.

Upon Pay-
ment or Ten-
der of the
Money assess-
ed, &c. Jus-
tices may make
use of the
purchased
Lands.

and Juries, so to be made, given, and pronounced, as aforesaid, shall be fairly written on Parchment, and signed and sealed by five or more of the Commissioners making and pronouncing the same, One of which Transcripts, so signed and sealed, shall be forthwith transmitted to the said Henry Errington, his Executors or Administrators, and the other to the Clerk of the Peace of the said County of Northumberland, to be preserved among the Records of the said County; and the said Transcripts, so signed and sealed, shall be deemed and taken to be Records, to all Intents and Purposes whatsoever; and the Copies thereof signed, and proved to be signed by the said Clerk of the Peace, shall be deemed good and effectual Evidence in any Court of Law or Equity whatsoever; and all Persons may have Recourse to the same gratis, and take Copies thereof, paying for every Copy, not exceeding the Sum of four-pence for every Seventy-two Words, and so proportionably for any greater Number of Words: And upon Payment of the Sum or Sums of Money so assessed by such Juries, and adjudged and deemed by the said Commissioners to the Party or Parties concerned, or legal Tender thereof made to him, her, or them, or, in case such Party or Parties cannot be found, or shall refuse to accept the same, then upon Payment thereof into the hands of such Person or Persons as the said Commissioners, or any five or more of them, shall, by any Writing under their hands, appoint, for the Use of the Party or Parties interested as aforesaid, and to be paid to him, her, or them, upon Demand, without Fee or Reward, it shall then, and not before, or otherwise, be lawful to and for the said Justices, or the said Henry Errington, his Heirs, Executors, or Administrators, to make use of such Lands or Grounds for the Purposes of this Act, and they the said Justices shall have, hold, use, and enjoy the same, to and for the Purposes of this Act; and this Act shall be sufficient to indemnify as well the said Commissioners as the said Justices, and all and every Person or Persons by them or any of them authorized and impowered therein, or acting under them, against such Owners, Proprietors,

Proprietors, Occupiers, and Persons interested, their Heirs, Successors, Executors, Administrators, and Assigns, and against all and every other Person and Persons, to all Intents and Purposes whatsoever.

And be it further enacted by the Authority aforesaid, In Default of Jurymen appearing, others to be procured. That in case of any Default of a sufficient Number of Jurymen to be sworn for the Purposes of this Act, the said Sheriff, or his Deputy, shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured to attend that Service, to the Number of Twelve; and that all Persons concerned shall, from Time to Time, have their lawful Challenges against any such Jurymen when they come to be sworn; and that the said Commissioners, or any Five or more of them, acting in the Premises, shall have full Power, Commissioners impowered to impose a Fine on Sheriff and others for Neglect of Duty. from Time to Time, to impose any reasonable Fine on such Sheriff, or his Deputy, Bailiffs, or Agents, respectively, making Default in the Premises, or upon any Person or Persons who shall be summoned and returned on any such Juries and shall not appear, or who shall refuse to be sworn on the said Jury or Juries, or being so sworn shall not give his or their Verdict, or in any other Manner wilfully neglect his or their Duty in the Premises, contrary to the true Intent and Meaning of this Act; and likewise upon such Person or Persons (not being a Peer or Peeres of Great Britain) summoned as aforesaid to give Evidence, who shall neglect or refuse to appear at such Time or Times, Place or Places, as shall be appointed for that Purpose as aforesaid, or appearing shall refuse to be sworn or give Evidence, or to be examined by or before the said Commissioners, or any Five or more of them; and from Time to Time to Fines may be levied by Distress. levy such Fine or Fines by Distress and Sale of the Goods and Chattels of any Person or Persons offending in any Matters or Things as aforesaid, by Warrant or Warrants under the Hands and Seals of such Five of the acting Commissioners, to be directed to the Constable or other Officer of the Township, Parish, or Place, where such Offender or Offenders shall live, (which Con-
stable

stable or other Officer is hereby required to execute the same), so that no such Fine exceed the Sum of Forty Shillings; which Fines shall be paid to the Treasurer of the County of Northumberland for the Time being, to be applied and accounted for by him as Part of the County Rates.

Persons not to act where interested.

Provided always, That no Person or Persons whomsoever shall sit or act as a Commissioner or Commissioners in any Case where he or they is or are in any wise, directly or indirectly, interested or concerned in the Matter or Matters in Question; nor shall any Person whomsoever be sworn to serve on any Jury, or be examined as a Witness, where he or she is in any wise, directly or indirectly, interested in any Matter in Question; nor shall any Person or Persons whomsoever (being a Commissioner or Commissioners of the Land Tax) who shall have acted as a Justice of the Peace in the Execution of the Powers and Authorities of this Act, be capable of acting as a Commissioner or Commissioners in the settling and adjusting such Disputes or Matters in Question as last herein-before mentioned.

Persons sustaining Damage by Default of Mr. Errington, the Recompence to be ascertained by the Commissioners.

Provided always, and be it further enacted by the Authority aforesaid, That if any Person or Persons shall sustain any Damage or Injury in his, her, or their Lands or Grounds, by virtue of the Powers given by this Act, for which he, she, or they shall have had no Recompence, by any Act, Neglect, or Default of the said Henry Errington, his Executors or Administrators, or his or their Agents or Workmen, then and in such Case the said Commissioners, or any five or more of them, shall enquire of and ascertain such Damage and Recompence, by a Jury to be impannelled and returned as aforesaid, in like Manner and Form as Damages and Recompence are herein-before appointed to be assessed and adjudged; and in Default of Payment thereof by a certain Day, to be appointed by the said Commissioners, or any five or more of them, the said Commissioners, or any five or more of them, shall and may, by Warrant under their Hands and Seals, authorize and empower such Person

or Persons as they shall think fit to levy the same by Distress and Sale of the Goods and Chattels of the said Henry Errington, his Executors or Administrators, together with such Costs and Charges as the said Commissioners, or any five or more of them, shall in such their Warrant direct, rendering to the said Henry Errington, his Executors or Administrators, the Overplus (if any be) after deducting the Charges of such Distress and Sale; or otherwise, such Party or Parties so aggrieved may have Remedy for such Sum and Sums of Money so assessed, and not paid according to the Judgement of the said Commissioners as aforesaid, by Action of Debt, in any of His Majesty's Courts of Record at Westminster, against the said Henry Errington, his Heirs, Executors, or Administrators.

And be it further enacted by the Authority aforesaid, That no Meeting shall be held by the said Commissioners, or any five of them, for carrying into Execution any of the Powers of this Act, at any Place which shall be above Four Miles distant from the Place where the Controversy, or the Matter to be enquired of, shall arise or be.

Commissioners Meetings to be within Four Miles of the Places in Question.

And be it further enacted and declared, That, from and immediately after the completing and finishing the said Road, to lead from the North End of the said Bridge (when built) to the said Alemouth Road (provided such Road shall lead through or along any Part of the Fields, Closes, or Grounds, commonly called The Hermitage Estate) all other publick and private Ways, Roads, Paths, and Passages, now or at any Time heretofore used by any Person or Persons whomsoever, through the said Fields, Closes, or Grounds, called The Hermitage Estate, shall cease and be no longer used as such; and that the Soil and Inheritance of the Land and Ground where such Ways, Roads, Paths, and Passages now are, shall from thenceforth be, and be deemed and taken to be, Part and Parcel of the Fields, Closes, and Grounds, through or along which the same lie, and for ever thereafter be held and enjoyed as such by the Owners

On making a new Road over the Hermitage Estate, former Roads over the same to cease.

of the said Fields, Closes, and Grounds; and that the same shall be estimated, deemed, and taken, as Part of the Consideration, and towards making a Satisfaction and Recompence for the Ground to be taken from the Hermitage Estate; to be laid in and made a Part of the intended new Road, to lead from the North End of the said Bridge (when built) to the Alemouth Road: Provided always, That nothing herein contained shall extend, or be construed to extend, to alter or prejudice any Road or Roads, or Right of Passage, now used, through, over, or along any Lands or Grounds lying westward from the Mill called The Hermitage Mill.

Provido.

Provided always, and it is hereby enacted and declared, That nothing herein contained shall be construed to extend to take away any Road now used and enjoyed through the Hermitage Estate, on the North Side of the Road intended to be made from the North End of the said Bridge to the Alemouth Road.

All Expences
of building,
&c. to be paid
by Mr. Errington.

And be it further enacted by the Authority aforesaid, That the Costs, Charges, and Expences, of building and finishing the said Bridge, and also the Arch across the Mill Leet aforesaid, and also of making and completing the said Road or Highway, to lead from the North End of the said Bridge (when built) into the present Alemouth Road, and to join the same, and all other necessary and incidental Expences attending the same, respectively, shall be paid, borne, and defrayed by the said Henry Errington, his Heirs, Executors, or Administrators, pursuant to the said recited Articles of Agreement.

Justices and
Treasurer of
the County
indemnified
for Money al-
ready expend-
ed on Account
of the Bridge;

And whereas the Treasurer for the said County of Northumberland, by the Order and Direction of the Justices of the said County of Northumberland, hath already, by and out of the Money arising from the County Rates, advanced and paid several considerable Sums of Money towards defraying the Costs and Charges, Damages, and Expences of building a Bridge or Bridges across the River Tyne, at or near Hexham aforesaid, and for other Purposes

Purposes relative thereto; be it therefore further enacted by the Authority aforesaid, That the said Justices, and the said Treasurer, shall from henceforth, for ever, be and remain indemnified of, from, and against, all such Sum and Sums of Money which they have so expended, laid out, and disbursed, for the Purposes aforesaid, by and out of the Money arising from the said County Rate, and also of, from, and against, all Costs, Charges, Damages, and Expences, which they or any of them may have sustained for or by Reason or Means thereof respectively.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Justices of the Peace for the County of Northumberland, for the Time being, at their General Quarter Sessions of the Peace, or any Adjournment thereof, from Time to Time, to order and direct the Payment of any Sum or Sums of Money that shall be received and collected by and from the said County Rates and Assessments, and in the Hands of the Treasurer of the County for the Time being, that shall be necessary and requisite for defraying the Expences of building the said Bridge, and making the said Road or Avenue, pursuant to the said recited Articles of Agreement; and for procuring, making, and maintaining the said Road, from the North End of the said Bridge Eastward, to the Roads and Lanes leading from the said River towards the North and East; and also for making and maintaining the said Road over the said Waste called The Mill-island; and for erecting the said Arch across the said Mill Leet, and for other the Purposes of this Act mentioned; and also of obtaining and passing this Act.

And whereas the Justices of the Peace for the said County of Northumberland have, at a considerable Expence, prepared and provided a great Quantity of Timber, Stone, Iron, and other Materials, for the Purpose of building a Bridge a little higher up the said River Tyne, as in the said recited Articles of Agreement is mentioned, be it therefore further enacted by the Authority

and the Justices to order further Expences to be paid.

Justices having provided Materials with Intent to build the Bridge,

city

Mr. Errington to have them gratis, pursuant to the Agreement June 2, 1777.

city aforesaid, That it shall and may be lawful to and for the said Henry Errington, his Executors, Administrators, and Assigns, Deputies, Workmen, Agents, or Servants, from Time to Time, and at all Times, at his and their free Wills and Pleasures, with Horses, Carts, Teams, Waggon, and other Carriages, to have, use, take, and carry away, all such Timber, Stone, Iron, and other Materials so prepared for the Purposes aforesaid, without paying or making any Payment or Satisfaction to the said Justices for the same, pursuant to the said recited Articles of Agreement of the Second Day of June, One thousand seven hundred and seventy-seven, exclusive of and in Addition to any Sum or Sums of Money in and by the said Articles of Agreement covenanted and agreed to be paid by the said Justices to him the said Henry Errington.

The Bridges when finished to be deemed County Bridges;

And be it further enacted by the Authority aforesaid, That the said Bridge across the River Tyne, and also the said Arch across the said Mill Leet, when so respectively finished and completed, shall respectively be deemed County Bridges, and (from and after the Term of Seven Years mentioned in the said recited Articles of Agreement) shall, from Time to Time, and at all Times for ever thereafter, be repaired, or maintained and kept in Repair, as County Bridges.

and the Roads deemed publick Roads.

And be it hereby further enacted and declared by the Authority aforesaid, That when and so soon as the said Road, so to be made from the North End of the said Bridge (when built) to the Alemouth Road, the said Road so to be made from the said North End of the said Bridge Eastward, and the said Road over the said Mill-land, respectively, shall be completed, the same shall respectively from thenceforth for ever thereafter be publick Roads, for the Passage of all Persons, on Foot or on Horseback, and for all Horses, Cattle, Carts, and Carriages, whatsoever: And that, from and after the Expiration of the Term of Seven Years, mentioned in the said recited Articles of Agreement herein-before recited, the said Road, so to be made from the North End of the said

said Bridge (when built) to the Alemouth Road, shall, from Time to Time, and at all Times for ever thereafter, be deemed and considered as Part of the Alemouth Turnpike Road, and shall be continually repaired, amended, and kept in Repair as such, as fully and effectually, to all Intents and Purposes whatsoever, as if the said Road had originally been Part of the said Alemouth Turnpike Road; any Law, Statute, or Usage to the contrary thereof, in anywise notwithstanding.

The North Road to be considered as Part of the Alemouth Turnpike Road.

And whereas no Provision is made by this Act for amending and keeping in Repair the Road leading from the South End of the said Arch (so to be built across the said Mill Leet, as aforesaid) South-eastward, to that Part of the Glenwhelt Road which leads to the East End of the Town of Hexham aforesaid, be it therefore enacted by the Authority aforesaid, That the said Road leading from the South End of the said Arch South-eastward, to that Part of the Glenwhelt Road which leads to the East End of the Town of Hexham aforesaid, shall, from Time to Time, and at all Times for ever hereafter, be deemed and considered as Part of the Alemouth Turnpike Road, and shall be continually repaired, amended, and kept in Repair, as such, as fully and effectually, to all Intents and Purposes whatsoever, as if the same had originally been Part of the said Alemouth Turnpike Road, instead of such Part of the Alemouth Turnpike Road which leads from the said Town of Hexham to the new Road intended to be made from the North End of the said Bridge into the said Alemouth Road; and that the Act of Parliament under which the said Alemouth Turnpike Road is regulated, shall be, and the same is hereby declared to be repealed, so far as the same relates to the said Road so leading from the Town of Hexham aforesaid to the said intended new Road to lead from the North End of the said Bridge, when built, where the same shall come into the said Alemouth Road.

The Road leading from the South End of the Mill Leet Arch, etc. to be deemed Part of the Alemouth Turnpike Road.

And be it enacted and declared by the Authority aforesaid, That no Toll-bar or Toll-gate shall at any Time or Times hereafter be erected or set up in the Town of

No Toll-bar to be erected,

Hexham, or across or upon the said Road leading from the North End of the said Bridge (when built) to the Alemouth Road, nor across or upon the said Road leading from the South End of the said Arch so to be built across the said Mill Leet, to the East End of the Town of Hexham aforesaid, where the said Glenwhelt Road joins the said Town.

Persons destroying the Works shall be punished as Felons.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall wilfully and maliciously blow up, burn, pull down, or destroy, the said Bridge or Arch, or any Part thereof, or any of the Works belonging thereto respectively, such Person or Persons, being lawfully convicted thereof, shall be adjudged guilty of Felony, and shall be subject and liable to the like Pains and Penalties as in Cases of Felony; and the Court before whom such Person or Persons shall be tried and convicted, shall and may, and they are hereby authorised and impowered to order and direct such Person or Persons to be transported to some or One of His Majesty's Plantations in America for the Term of Seven Years; or otherwise it shall and may be lawful to and for such Court to sentence such Person or Persons to be kept to hard Labour, for any Term not exceeding the Term of Three Years, in Manner directed in and by an Act passed in the Sixteenth Year of the Reign of His present Majesty, intituled, An Act to authorise, for a limited Time, the Punishment, by hard Labour, of Offenders who, for certain Crimes, are or shall become liable to be transported to any of His Majesty's Colonies and Plantations.

Penalty on Persons damaging the Works.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall wilfully hurt, damage, injure, or deface, the said Bridge or Arch, or any of the Works belonging thereto respectively, and shall be lawfully convicted thereof, on the Oath of One or more credible Witnesses or Witnesses, before any One or more of His Majesty's Justices of the Peace for the County of Northumberland, (which Oath such Justice or Justices is and are hereby authorised and impowered to administer),

administer), such Person or Persons shall forfeit and pay, into the Hands of the Treasurer for the County of Northumberland for the Time being, the Sum of Forty Shillings, in case the Damage or Injury occasioned to the said Bridge or Arch, or the Works belonging thereto, respectively, shall not exceed the Sum of Forty Shillings; but in case such Damage or Injury shall exceed the Sum of Forty Shillings, then such Justice or Justices shall and may award such Offender or Offenders to pay to the said Treasurer such Sum or Sums as such Justice or Justices, in his or their Discretion, shall think fit, not exceeding double the Value of the Damage proved on Oath to be done to the said Bridge or Arch, or the Works belonging thereto respectively.

And be it further enacted by the Authority aforesaid, That all the Powers hereby given and granted (except such Powers, the Commencement whereof is herein otherwise provided for) shall commence and take Effect upon the First Day of July, One thousand seven hundred and seventy-eight; and that all Penalties and Forfeitures hereby inflicted, the Manner of levying and recovering whereof is not otherwise by this Act particularly directed, shall, upon Proof of the Offences respectively, before any One Justice of the Peace for the said County of Northumberland, either by the Confession of the Offender or Offenders, or by the Knowledge of such Justice, or by the Oath of One or more credible Witnesses or Witnesses (which Oath such Justice is hereby impowered and required to administer), be levied by Distress and Sale of the Goods and Chattels of such Offender or Offenders, by Warrant or Warrants under the Hand and Seal of such Justice (which Warrant he is hereby impowered and required to grant), and the Overplus (if any) after such Penalties and Forfeitures, and the Charges of such Distress and Sale, are deducted, shall be returned, upon Demand, to the Owner or Owners of such Goods and Chattels; and the Penalties and Forfeitures, when paid or levied, shall, from Time to Time (if not otherwise directed to be applied by this Act),

Commencement of the Powers of this Act.

Penalties and Forfeitures how to be recovered and applied.

be

be paid to the County Treasurer, and be accounted for by him as of the County Rates; and in case a sufficient Distress shall not be found, it shall be lawful for any such Justice of the Peace, by Warrant or Warrants under his Hand and Seal, to cause such Offender or Offenders to be committed to the common Gaol of the County of Northumberland, for any Time not exceeding Three Calendar Months, nor less than One Calendar Month, unless such Penalties and Forfeitures, and all reasonable Charges, shall be sooner paid and satisfied.

Persons aggrieved may appeal to the Quarter Sessions;

giving Ten Days Notice.

Provided always, and be it enacted by the Authority aforesaid, That if any Person or Persons shall think himself or herself aggrieved by any Thing done in pursuance of this Act, and for which no particular Method of Relief is hereby otherwise given, such Person or Persons may appeal to the Justices of the Peace at any General Quarter Sessions of the Peace to be held for the said County of Northumberland, within Four Calendar Months after the Cause of Complaint shall have arisen, such Appellant first giving, or causing to be given, Ten Days Notice, in Writing, of his or her Intention to bring such Appeal, and of the Cause or Matter thereof, to the Clerk of the Peace for the said County, or his Deputy; and within Three Days after such Notice entering into a Recognizance before some Justice of the Peace for the said County, with Two sufficient Sureties, conditioned to try such Appeal at, and abide the Order of, the said Sessions; and the Justices at such Session, upon due Proof of such Notice having been given, and of the entering into such Recognizance, shall hear, and finally determine the Matter of such Appeal, in a summary Way; and if they see Cause may, by their Order, mitigate, at their Discretion, all or any of the said Penalties or Forfeitures, or vacate or set aside any Conviction or Convictions (but not for Want of Form only), or otherwise may ratify and confirm the same, and award such Costs, as they shall think proper; and the Determination of the said Justices at such Sessions

sions shall be binding and conclusive, to all Intents and Purposes, and shall not be liable to be removed by Certiorari, or other Process whatsoever, into any of His Majesty's Courts of Record.

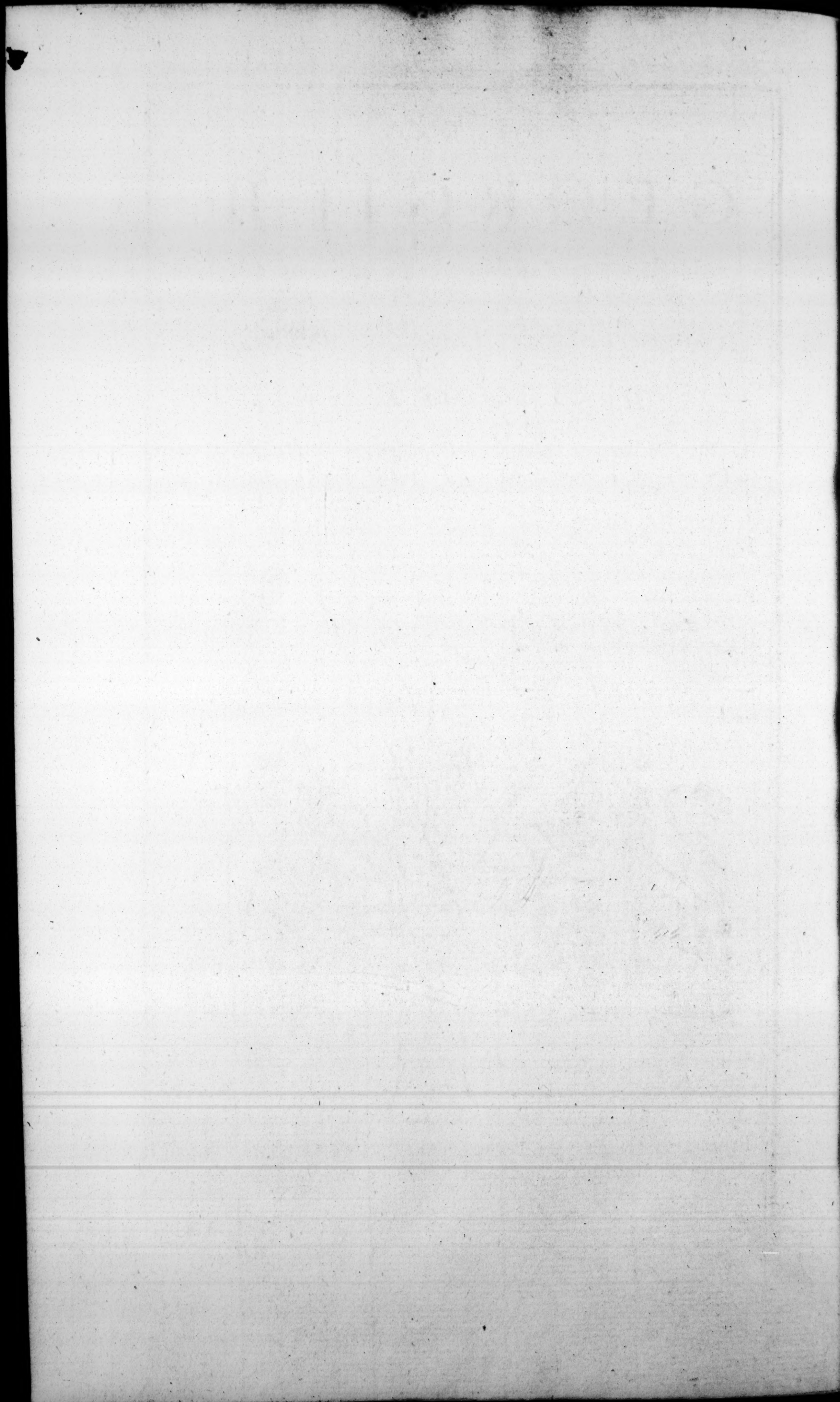
Provided nevertheless, and it is hereby further enacted and declared, That no Justice or Justices of the Peace who shall have been present or in anywise have acted in the Transaction which shall have occasioned any Complaint or Grievance, for Redress whereof any such Appeal or Appeals shall be made or brought, shall be capable of acting as a Justice of the Peace in the determining or deciding such Controversy, Dispute, or Grievance, for a Redress whereof any Appeal shall arise or be brought at such Sessions. Justices concerned in the Appeal not to sit at Sessions.

And be it further enacted, That if any Action, Suit, or Information, shall be commenced or prosecuted against any Person or Persons for any Thing done or to be done in pursuance of this Act, the same shall be commenced within Six Calendar Months next after the Fact committed, and not afterwards, and shall be laid in the County of Northumberland, and not elsewhere; and the Defendant or Defendants in such Action or Suit shall and may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act: And if it shall appear so to be done, or that such Action or Suit shall be brought or commenced after the Time before limited, or shall be laid in any other County or Place than as aforesaid, that then the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuited, or discontinue his, her, or their Action or Suit, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or upon Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall recover Treble Costs, and shall have such Remedy for the same as any Defendant or Defendants hath or have for Costs of Suit in other Cases by Law. Limitation of Actions. General Issue. Treble Costs.

Publick Act.

And be it further enacted, That this Act shall be deemed and taken to be a Publick Act; and shall be judicially taken Notice of as such, by all Judges, Justices, and other Persons whomsoever, without specially pleading the same,

F I N I S.



ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France,* and *Ireland*, King, Defender of the Faith, *etc.*

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.



L O N D O N :

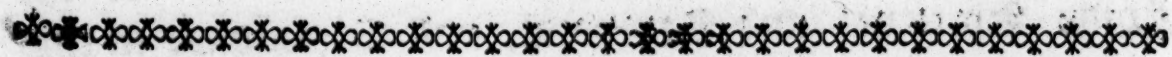
Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

1911



ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XLV.

An Act to continue the several Laws therein mentioned, relating to the Allowance upon the Exportation of *British*-made Gunpowder; to the further encouraging the Manufacture of *British* Sail Cloth, and to the Duties payable on Foreign Sail Cloth; to the granting a Liberty to carry Sugars of the Growth, Produce, or Manufacture, of any of His Majesty's Sugar Colonies, directly to Foreign Parts, in Ships built in *Great Britain*, and navigated according to Law; to the further Punishment of Persons going armed or disguised, in Defiance of the Laws of Customs or Excise; to the prohibiting the Importation of Light Silver Coin of this Realm from Foreign Countries into *Great Britain* or *Ireland*, and to restrain the Tender thereof beyond a certain Sum; to the granting a Bounty upon Flax-seed imported into *Ireland*; to the better regulating of Pilots for the conducting of Ships and Vessels from *Dover*, *Deal*, and *Isle of Thanet*; and to re-

vive and continue so much of an Act, made in the Sixteenth Year of His present Majesty's Reign, as relates to allowing the Exportation of certain Quantities of Wheat, and other Articles, to His Majesty's Sugar Colonies in *America*.

Preamble.



Act 4 Geo. II.
for granting
an Allowance
on Exporta-
tion of *British*-
made Gun-
powder,

further conti-
nued till Sept.
29, 1785, etc.

Act 9 Geo. II.
for encourag-
ing the Ma-
nufacture of
British Sail
Cloth,

WHEREAS the Laws herein-after men-
tioned have, by Experience, been found
useful and beneficial, and are near ex-
piring; may it therefore please Your
Majesty that it may be enacted; and be
it enacted by the King's most Excellent
Majesty, by and with the Advice and Consent of the
Lords Spiritual and Temporal, and Commons, in this
present Parliament assembled, and by the Authority of
the same, That an Act, made in the Fourth Year of the
Reign of his late Majesty King George the Second,
(intituled, An Act for granting an Allowance upon the
Exportation of *British*-made Gunpowder), which was to
continue in Force for Five Years, from the Twenty-
fourth Day of June, One thousand seven hundred and
thirty-one, and from thence to the End of the then next
Session of Parliament; and which, by several subsequent
Acts, made in the Tenth, Sixteenth, Twenty-fourth,
and Thirty-first Years of his said Majesty's Reign, and
the Fourth and Twelfth Years of his present Majesty's
Reign, was further continued until the Twenty-ninth
Day of September, One thousand seven hundred and
seventy-eight, and from thence to the End of the then
next Session of Parliament, shall be, and the same is
hereby further continued, from the Expiration thereof,
until the Twenty-ninth Day of September, One thousand
seven hundred and eighty-five, and from thence to the
End of the then next Session of Parliament.

And be it further enacted by the Authority aforesaid,
That an Act, made in the Ninth Year of the Reign of
his late Majesty King George the Second, (intituled, An
Act for further encouraging and regulating the Manufac-
ture of *British* Sail Cloth, and for the more effectual securing
the Duties now payable on Foreign Sail-Cloth imported into

this

this Kingdom), which was to continue in Force from the Twenty-fourth Day of June, One thousand seven hundred and thirty-six, for the Term of Five Years, and from thence to the End of the then next Session of Parliament; and which, by several subsequent Acts, made in the Thirteenth, Twenty-fourth, and Thirty-first Years of his said Majesty's Reign, and the Fourth and Twelfth Years of his present Majesty's Reign, was further continued until the Twenty-ninth Day of September, One thousand seven hundred and seventy-eight, and from thence to the End of the then next Session of Parliament, shall be, and the same is hereby further continued, from the Expiration thereof, until the Twenty-ninth Day of September, One thousand seven hundred and eighty-five, and from thence to the End of the then next Session of Parliament.

further continued till Sept. 29, 1785, etc.

And be it further enacted by the Authority aforesaid, That an Act, made in the Twelfth Year of the Reign of his late Majesty King George the Second, (intituled, An Act for granting a Liberty to carry Sugars, of the Growth, Produce, or Manufacture, of any of His Majesty's Sugar Colonies in *America*, from the said Colonies directly to Foreign Parts, in Ships built in *Great Britain*, and navigated according to Law), which was to continue in Force for Five Years, from the Twenty-ninth Day of September, One thousand seven hundred and thirty-nine, and from thence to the End of the then next Session of Parliament; and which, by several subsequent Acts, made in the Seventeenth, Twenty-fourth, and Thirty-first Years of his said Majesty's Reign, and the Fourth and Twelfth Years of his present Majesty's Reign, was further continued until the Twenty-ninth Day of September, One thousand seven hundred and seventy-eight, and from thence to the End of the then next Session of Parliament, shall be, and the same is hereby further continued, from the Expiration thereof, until the Twenty-ninth Day of September, One thousand seven hundred and eighty-five, and from thence to the End of the then next Session of Parliament.

Act 12 Geo. II. granting a Liberty to carry Sugars from the Sugar Colonies to Foreign Parts,

further continued till Sept. 29, 1785, etc.

And be it further enacted by the Authority aforesaid, That so much of an Act, made in the Nineteenth Year

Part of an Act 19 Geo. II. for punishing Per-

sons going
armed or dis-
guised, in De-
fiance of Ex-
cise Laws, etc.

of the Reign of his late Majesty King George the Second, (intituled, An Act for the further Punishment of Persons going armed or disguised, in Defiance of the Laws of Customs or Excise, and for indemnifying Offenders against those Laws, upon the Terms therein mentioned; and for the Relief of Officers of the Customs in Informations upon Seizures), as relates to the further Punishment of Persons going armed or disguised, in Defiance of the Laws of Customs or Excise, and to the Relief of Officers of the Customs in Informations upon Seizures, which was to continue in Force for Seven Years, from the Twenty-fourth Day of July, One thousand seven hundred and forty-six, and from thence to the End of the then next Session of Parliament; and which, by several subsequent Acts, of the Twenty-sixth and Thirty-second Years of the Reign of his said late Majesty, and the Fourth and Eleventh Years of the Reign of his present Majesty, was further continued until the Twenty-ninth Day of September, One thousand seven hundred and seventy-eight, and from thence to the End of the then next Session of Parliament, shall be, and the same is hereby further continued, from the Expiration thereof, until the Twenty-ninth Day of September, One thousand seven hundred and eighty-five, and from thence to the End of the then next Session of Parliament.

Further conti-
nued till Sept.
29, 1785, etc.

Act 14 Geo. III.
to prohibit the
Importation
of light Silver
Coin, etc.

And be it further enacted by the Authority aforesaid, That an Act, made in the Fourteenth Year of the Reign of his present Majesty, (intituled, An Act to prohibit the Importation of light Silver Coin of this Realm from Foreign Countries into Great Britain or Ireland, and to restrain the Tender thereof beyond a certain Sum), which was to continue in Force until the First Day of May, One thousand seven hundred and seventy-six, and from thence to the End of the then next Session of Parliament; and which, by another Act, made in the Sixteenth Year of the Reign of his present Majesty, was continued until the First Day of May, One thousand seven hundred and seventy-eight, and from thence to the End of the then next Session of Parliament, shall be, and the same is hereby further continued, from the Expiration thereof, until the First Day of May, One thousand seven hun-
dred

Further conti-
nued till May
1, 1783, etc.

died and eighty-three, and from thence to the End of the then next Session of Parliament.

And be it further enacted by the Authority aforesaid, Part of an Act 15 Geo. III. relating to a Bounty on Flax-seed imported into Ireland; That so much of an Act, made in the Fifteenth Year of the Reign of His present Majesty, (intituled, An Act for allowing the Clothing and Accoutrements necessary for His Majesty's Forces, paid out of His Majesty's Revenues arising in the Kingdom of *Ireland*, to be exported from thence to the Places where such Forces are ordered to serve; and for granting a Bounty upon Flax-seed imported into *Ireland*, for a limited Time), as relates to the granting a Bounty upon Flax-seed imported into *Ireland* for a limited Time, which was to continue in Force for Two Years from the First Day of January, One thousand seven hundred and seventy-six, and from thence to the End of the then next Session of Parliament; and also another Act, made in the Sixteenth Year of the Reign of His present Majesty, (intituled, An Act for granting a Bounty upon Flax-seed, the Growth of the *United Provinces*, or of the *Austrian Netherlands*, imported into *Ireland*, for a limited Time), which was to continue in Force for Two Years, from the First Day of January, One thousand seven hundred and seventy-six, and from thence to the End of the then next Session of Parliament, and an Act of 16 Geo. III. granting a similar Bounty; shall be, and the same are hereby further continued, further continued for Two Years. from the Expiration thereof, for the further Term of Two Years, and from thence to the End of the then next Session of Parliament.

And be it further enacted by the Authority aforesaid, Act 3 Geo. I. for better regulating Pilots, That an Act, made in the Third Year of the Reign of King George the First, (intituled, An Act for the better regulating of Pilots for the conducting of Ships and Vessels from *Dover*, *Deal*, and the *Isle of Thanet*, up the Rivers of *Thames* and *Medway*), which was to continue in Force for Seven Years, from the First Day of August, One thousand seven hundred and seventeen, and from thence to the End of the then next Session of Parliament; and also a Clause in an Act of the Seventh Year of his said Majesty's Reign, for further regulating the Pilots of *Dover*, *Deal*, and the *Isle of Thanet*, which was to continue in Force during the Continuance of the said Act of the Third Year and a Clause in an Act of 7 Geo. I, Year

further conti-
nued till March
25, 1792.

So much of an
Act of 16 Geo.
III. as relates
to the Expor-
tation of
Wheat, &c.
to the Sugar
Colonies,

revived; and
to continue in
Force till May
1, 1775.

Year of his said Majesty's Reign; which said Act, together with the said Clause, were, by several subsequent Acts, of the Tenth Year of the Reign of his said Majesty, and of the Eighth and Twenty-third Years of the Reign of his late Majesty King George the Second, and the Fourth Year of the Reign of his present Majesty, further continued until the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, and from thence to the End of the then next Session of Parliament, shall be, and the same are hereby further continued, from the Expiration thereof, until the Twenty-fifth Day of March, One thousand seven hundred and ninety-two, and from thence to the End of the then next Session of Parliament.

And be it further enacted by the Authority aforesaid, That so much of an Act, made in the Sixteenth Year of the Reign of his present Majesty, (intituled, An Act for allowing the Exportation of certain Quantities of Wheat, and other Articles, to His Majesty's Sugar Colonies in *America*, and to the Island of *Saint Helena*, and to the other Settlements belonging to the United Company of Merchants of *England* trading to the *East Indies*, and of Biscuit and Pease to *Newfoundland*, *Nova Scotia*, *Bay Chaleur*, and *Labrador*; and for indemnifying all Persons with respect to advising or carrying into Execution His Majesty's Orders of Council already made for allowing the Exportation of Wheat, and other Articles), as relates to allowing the Exportation of certain Quantities of Wheat and other Articles to His Majesty's Sugar Colonies in *America*, which was to continue in Force until the First Day of January, One thousand seven hundred and seventy-seven; which, by another Act, made in the Seventeenth Year of the Reign of his present Majesty, was revived and continued until the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, shall, from and after the passing of this Act, be revived, and the same is hereby revived, and shall continue in full Force and Virtue, until the First Day of May, One thousand seven hundred and seventy-nine.

F I N I S.

ANNO REGNI
GEORGGII III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

DECIMO OCTAVO.

At the Parliament begun and holden at *Westminster*, the Twenty-ninth Day of *November*, *Anno Domini* 1774, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twentieth Day of *November*, 1777; being the Fourth Session of the Fourteenth Parliament of *Great Britain*.

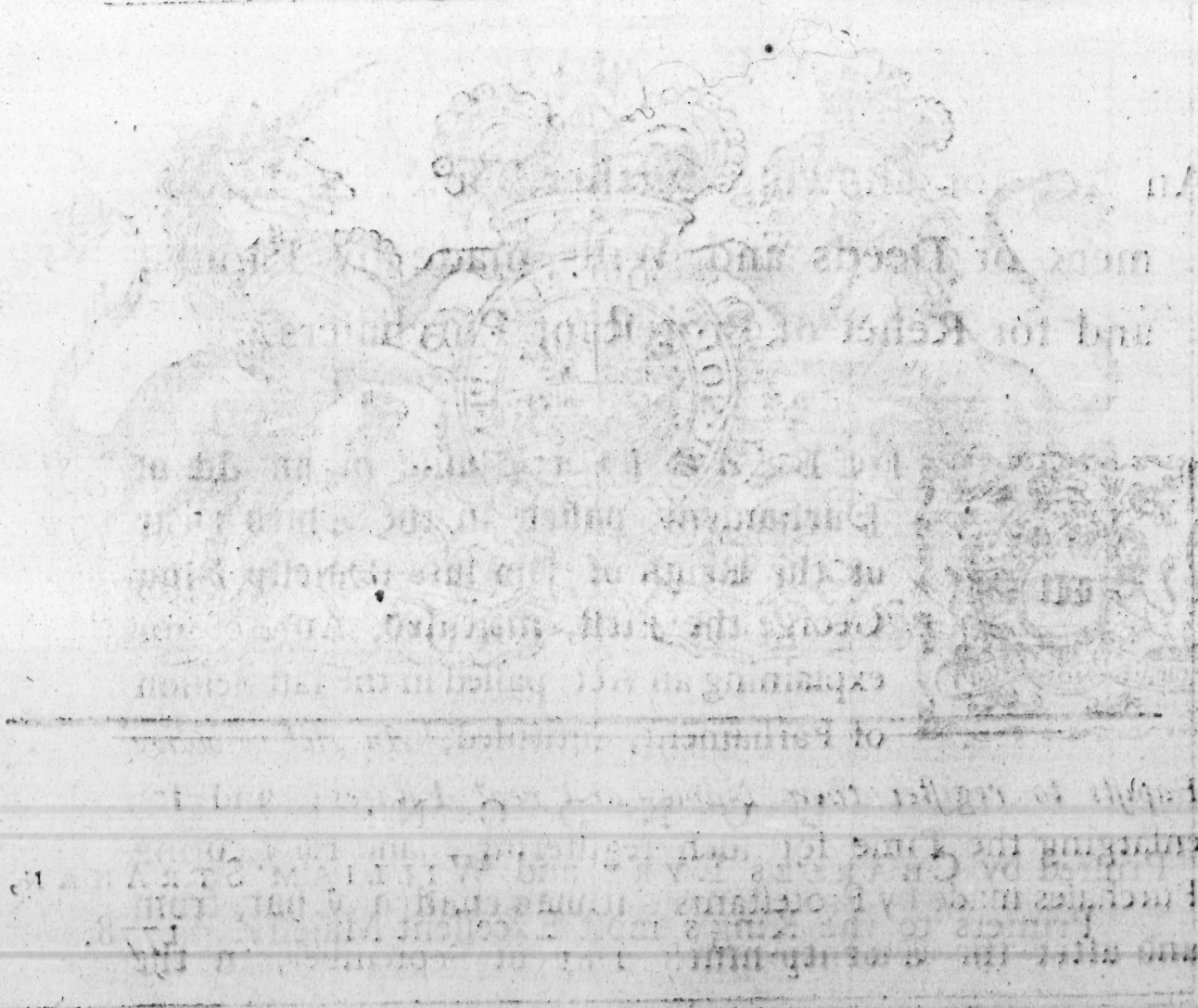


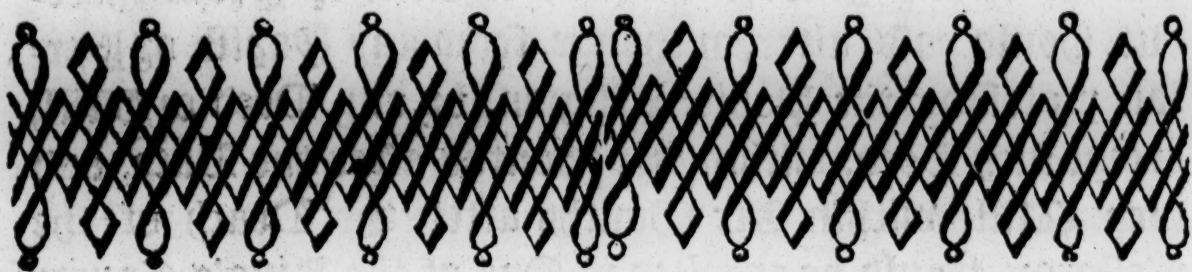
L O N D O N :

Printed by CHARLES EYRE and WILLIAM STRAHAN,
Printers to the King's most Excellent Majesty. 1778.

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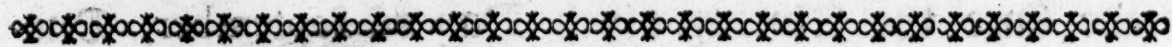
Magnus Boman, 1890-1960

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ANNO DECIMO OCTAVO

Georgii III. Regis.



C A P. XLVI.

An Act for allowing further Time for Inrollment of Deeds and Wills made by Papists, and for Relief of Protestant Purchasers.



WHEREAS by a Clause in an Act of Preamble.
Parliament, passed in the Third Year
of the Reign of His late Majesty King
George the First, intituled, An Act for Act 3 Geo. I.
recited.
explaining an Act, passed in the last Session
of Parliament, intituled, *An Act to oblige
Papists to register their Names and real Estates; and for
enlarging the Time for such registering; and for securing
Purchases made by Protestants; it was enacted, That, from
and after the Twenty-ninth Day of September, in the*
9 Y 2 Year

Year of our Lord One thousand seven hundred and
 seventeen, no Manors, Lands, Tenements, Heredita-
 ments, or any Interest therein, or Rent or Profit there-
 out, should pass, alter, or change, from any Papist, or Per-
 son professing the Popish Religion, by any Deed or Will,
 except such Deed, within Six Months after the Date, and
 such Will, within Six Months after the Death of the
 Testator, should be enrolled in One of the King's Courts
 of Record at Westminster, or else within the same County
 or Counties wherein the Manors, Lands, and Tene-
 ments lie, in such Manner as therein, for that Purpose,
 is particularly directed: And whereas by several Acts of
 Parliament, made in the Tenth Year of his said late
 Majesty's Reign, and in the Third, Sixth, Ninth, Ele-
 venth, Twelfth, Sixteenth, Nineteenth, Twenty-first,
 Twenty-eighth, Thirty-first, and Thirty-third of his
 late Majesty King George the Second; and the Second,
 Fourth, and Seventh Years of his present Majesty's
 Reign, it was enacted, That every Deed and Will,
 made since the Twenty-ninth Day of September, One
 thousand seven hundred and seventeen, in order to
 pass, alter, or change, any Manors, Lands, Tenements,
 or Hereditaments, or any Interest therein, or any Rent
 or Profit thereout, from any Papist, or Person professing
 the Popish Religion, to any Protestant or Protestants,
 or by reason of which Deed or Will any Protestant or
 Protestants may claim or derive any legal, equitable,
 or other Interest whatsoever, to his, her, or their Use,
 for his, her, or their Benefit, or to the Use or Benefit
 of any other Protestant or Protestants, though not
 inrolled, or not inrolled in due Time, shall be as good
 and effectual in Law as the same would have been in
 case the said Deeds and Wills had been inrolled within
 the Times limited, by the said Clauses in the said Acts,
 for the Inrollment thereof; provided the said Deeds and
 Wills should be inrolled on or before the respective Times
 in the said several Acts for that Purpose mentioned, in
 such Manner as by the said Clause in the first men-
 tioned Act is directed: Be it enacted by the King's most
 Excellent Majesty, by and with the Advice and Consent

of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That every Deed and Will, made since the Twenty-ninth Day of September, One thousand seven hundred and seventeen, in order to pass, alter, or change, any Manors, Lands, Tenements, or Hereditaments, or any Interest therein, or any Rent or Profit thereout, from any Papist, or Person professing the Popish Religion, to any Protestant or Protestants, or by reason of which Deed or Will any Protestant or Protestants may claim or derive any legal, equitable, or other Interest whatsoever, to his, her, or their Use, for his, her, or their Benefit, or to the Use or Benefit of any other Protestant or Protestants, though not inrolled, or not inrolled in due Time, shall be as good and effectual in the Law as the same would have been in case the said Deeds and Wills had been inrolled within the Times limited, by the said Clauses in the said Acts, for the Inrollment thereof; provided the same Deeds and Wills shall be inrolled on or before the First Day of January, One thousand seven hundred and seventy-nine, in such Manner as by the said Clause in the said first-mentioned Act is directed.

Deeds and Wills of Papists, &c. made since Sept. 29, 1717, to be good in Law, if inrolled before Jan. 1, 1779.

Provided always, That nothing herein contained shall extend, or be construed to extend, to make good any such Deed, Will, or Lease, already made and not inrolled, of the Want of Inrollment whereof Advantage shall have been taken on or before the Second Day of June, One thousand seven hundred and seventy-seven; but every such Deed, Will, or Lease, shall remain of such Force and Effect only, as the same would have had if this Act had never been made, and of none other Force and Effect.

This Act not to extend to Deeds, &c. the Validity whereof has been brought in Question before June 2, 1777.

And whereas many Purchases made by Protestants may be in Danger of being impeached or called in Question, in regard that some Deeds or Wills, through which the Title thereto is derived, ought to have been inrolled according to the said Acts, but have not been so inrolled; be it therefore further enacted by the Authority aforesaid, That no Purchase made for full and valuable Consideration of any Manors, Messuages, Lands, Tenements,

Purchases made by Protestants not to be avoided, on account of the Title-deeds not having been inrolled, etc.

nements, or Hereditaments, or of any Interest therein, by any Protestant or Protestants, and merely and only for the Benefit of the Protestants, shall be impeached or avoided, for or by reason that any Deed or Will, through which the Title thereto is derived, hath not been introlled as required by the said Acts, so as no Advantage was taken of Inrollment thereof before such Purchase was made, and so as no Decree or Judgement hath been obtained for Want of the Inrollment of such Deeds or Wills.

This Act not to make good any Grant of the Right of Presentation to any Benefice, etc. in Trust for any Papist.

Provided also, That nothing herein contained shall extend, or be construed to extend, to make good any Grant, Lease, or Mortgage, of the Advowson or Right of Presentation, Collation, Nomination, or Donation, of and to any Benefice, Prebend, or Ecclesiastical Living, School, Hospital, or Donative, or any Avoidance thereof, made by any Papist, or Person professing the Popish Religion, in Trust, directly or indirectly, mediately or immediately, by or for any such Papist, or Person professing the Popish Religion, whether such Trust hath been declared by Writing or not,

F I N I S.

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